

277.26

**ARTICLE 15**

277.27

**PUBLIC SAFETY**

277.28 Section 1. Minnesota Statutes 2020, section 169A.55, subdivision 2, is amended to read:

277.29 Subd. 2. **Reinstatement of driving privileges; notice.** Upon expiration of a period of  
277.30 revocation under section 169A.52 (license revocation for test failure or refusal), 169A.54  
277.31 (impaired driving convictions and adjudications; administrative penalties), or 171.177  
278.1 (revocation; search warrant), the commissioner shall notify the person of the terms upon  
278.2 which driving privileges can be reinstated, and new registration plates issued, which terms  
278.3 are: (1) ~~successful completion of an examination and~~ proof of compliance with any terms  
278.4 of alcohol treatment or counseling previously prescribed, if any; and (2) any other  
278.5 requirements imposed by the commissioner and applicable to that particular case. The  
278.6 commissioner shall notify the owner of a motor vehicle subject to an impoundment order  
278.7 under section 169A.60 (administrative impoundment of plates) as a result of the violation  
278.8 of the procedures for obtaining new registration plates, if the owner is not the violator. The  
278.9 commissioner shall also notify the person that if driving is resumed without reinstatement  
278.10 of driving privileges or without valid registration plates and registration certificate, the  
278.11 person will be subject to criminal penalties.

278.12 Sec. 2. Minnesota Statutes 2020, section 169A.55, subdivision 4, is amended to read:

278.13 Subd. 4. **Reinstatement of driving privileges; multiple incidents.** (a) A person whose  
278.14 driver's license has been revoked as a result of an offense listed under clause (2) shall not  
278.15 be eligible for reinstatement of driving privileges without an ignition interlock restriction  
278.16 until the commissioner certifies that either:

278.17 (1) the person did not own or lease a vehicle at the time of the offense or at any time  
278.18 between the time of the offense and the driver's request for reinstatement, or commit a  
278.19 violation of chapter 169, 169A, or 171 between the time of the offense and the driver's  
278.20 request for reinstatement or at the time of the arrest for the offense listed under clause (2),  
278.21 item (i), subitem (A) or (B), or (ii), subitem (A) or (B), as based on:

278.22 (i) a request by the person for reinstatement, on a form to be provided by the Department  
278.23 of Public Safety;

278.24 (ii) the person's attestation under penalty of perjury; and

278.25 (iii) the submission by the driver of certified copies of vehicle registration records and  
278.26 driving records for the period from the arrest until the driver seeks reinstatement of driving  
278.27 privileges; or

278.28 (2) the person used the ignition interlock device and complied with section 171.306 for  
278.29 a period of not less than:

278.30 (i) one year, for a person whose driver's license was revoked for:

278.31 (A) an offense occurring within ten years of a qualified prior impaired driving incident;  
278.32 or

279.1 (B) an offense occurring after two qualified prior impaired driving incidents; or  
279.2 (ii) two years, for a person whose driver's license was revoked for:

279.3 (A) an offense occurring under item (i), subitem (A) or (B), and the test results indicated  
279.4 an alcohol concentration of twice the legal limit or more; or

279.5 (B) an offense occurring under item (i), subitem (A) or (B), and the current offense is  
279.6 for a violation of section 169A.20, subdivision 2.

279.7 ~~(a)~~ (b) A person whose driver's license has been canceled or denied as a result of three  
279.8 or more qualified impaired driving incidents shall not be eligible for reinstatement of driving  
279.9 privileges without an ignition interlock restriction until the person:

279.10 (1) has completed rehabilitation according to rules adopted by the commissioner or been  
279.11 granted a variance from the rules by the commissioner; and

279.12 (2) has submitted verification of abstinence from alcohol and controlled substances  
279.13 under paragraph (c), as evidenced by the person's use of an ignition interlock device or other  
279.14 chemical monitoring device approved by the commissioner.

279.15 ~~(b)~~ (c) The verification of abstinence must show that the person has abstained from the  
279.16 use of alcohol and controlled substances for a period of not less than:

279.17 (1) three years, for a person whose driver's license was canceled or denied for an offense  
279.18 occurring within ten years of the first of two qualified prior impaired driving incidents, or  
279.19 occurring after three qualified prior impaired driving incidents;

279.20 (2) four years, for a person whose driver's license was canceled or denied for an offense  
279.21 occurring within ten years of the first of three qualified prior impaired driving incidents; or

279.22 (3) six years, for a person whose driver's license was canceled or denied for an offense  
279.23 occurring after four or more qualified prior impaired driving incidents.

279.24 ~~(e) The commissioner shall establish performance standards and a process for certifying~~  
279.25 ~~chemical monitoring devices. The standards and procedures are not rules and are exempt~~  
279.26 ~~from chapter 14, including section 14.386.~~

279.27 Sec. 3. Minnesota Statutes 2020, section 169A.60, subdivision 2, is amended to read:

279.28 Subd. 2. **Plate impoundment violation; impoundment order.** (a) The commissioner  
279.29 shall issue a registration plate impoundment order when:

279.30 (1) a person's driver's license or driving privileges are revoked for a plate impoundment  
279.31 violation; ~~or~~

280.1 (2) a person is arrested for or charged with a plate impoundment violation described in  
280.2 subdivision 1, paragraph (d), clause (5); or

280.3 (3) a person issued new registration plates pursuant to subdivision 13, paragraph (f),  
280.4 violates the terms of the ignition interlock program as described in subdivision 13, paragraph  
280.5 (g).

280.6 (b) The order must require the impoundment of the registration plates of the motor  
280.7 vehicle involved in the plate impoundment violation and all motor vehicles owned by,  
280.8 registered, or leased in the name of the violator, including motor vehicles registered jointly  
280.9 or leased in the name of the violator and another. The commissioner shall not issue an  
280.10 impoundment order for the registration plates of a rental vehicle, as defined in section  
280.11 168.041, subdivision 10, or a vehicle registered in another state.

280.12 Sec. 4. Minnesota Statutes 2020, section 169A.60, subdivision 3, is amended to read:

280.13 Subd. 3. **Notice of impoundment.** An impoundment order is effective when the  
280.14 commissioner or a peace officer acting on behalf of the commissioner notifies the violator  
280.15 or the registered owner of the motor vehicle of the intent to impound and order of  
280.16 impoundment. The notice must advise the violator of the duties and obligations set forth in  
280.17 subdivision 6 (surrender of plates) and of the right to obtain administrative and judicial  
280.18 review. The notice to the registered owner who is not the violator must include the procedure  
280.19 to obtain new registration plates under subdivision 8. If mailed, the notice and order of  
280.20 impoundment is deemed received three days after mailing to the last known address of the  
280.21 violator or the registered owner, including the address provided when the person became a  
280.22 program participant in the ignition interlock program under section 171.306.

280.23 Sec. 5. Minnesota Statutes 2020, section 169A.60, subdivision 13, is amended to read:

280.24 Subd. 13. **Special registration plates.** (a) At any time during the effective period of an  
280.25 impoundment order, a violator or registered owner may apply to the commissioner for new  
280.26 registration plates, which must bear a special series of numbers or letters so as to be readily  
280.27 identified by traffic law enforcement officers. The commissioner may authorize the issuance  
280.28 of special plates if:

280.29 (1) the violator has a qualified licensed driver whom the violator must identify;

280.30 (2) the violator or registered owner has a limited license issued under section 171.30;

280.31 (3) the registered owner is not the violator and the registered owner has a valid or limited  
280.32 driver's license;

281.1 (4) a member of the registered owner's household has a valid driver's license; or

281.2 (5) the violator has been reissued a valid driver's license.

281.3 (b) The commissioner may not issue new registration plates for that vehicle subject to  
281.4 plate impoundment for a period of at least one year from the date of the impoundment order.

281.5 In addition, if the owner is the violator, new registration plates may not be issued for the  
281.6 vehicle unless the person has been reissued a valid driver's license in accordance with chapter  
281.7 171.

281.8 (c) A violator may not apply for new registration plates for a vehicle at any time before  
281.9 the person's driver's license is reinstated.

281.10 (d) The commissioner may issue the special plates on payment of a \$50 fee for each  
281.11 vehicle for which special plates are requested, except that a person who paid the fee required  
281.12 under paragraph (f) must not be required to pay an additional fee if the commissioner issued  
281.13 an impoundment order pursuant to paragraph (g).

281.14 (e) Paragraphs (a) to (d) notwithstanding, the commissioner must issue upon request  
281.15 new registration plates for a any vehicle owned by a violator or registered owner for which  
281.16 the registration plates have been impounded if:

281.17 (1) the impoundment order is rescinded;

281.18 (2) the vehicle is transferred in compliance with subdivision 14; or

281.19 (3) the vehicle is transferred to a Minnesota automobile dealer licensed under section  
281.20 168.27, a financial institution that has submitted a repossession affidavit, or a government  
281.21 agency.

281.22 (f) Notwithstanding paragraphs (a) to (d), the commissioner, upon request and payment  
281.23 of a \$100 fee for each vehicle for which special plates are requested, must issue new  
281.24 registration plates for any vehicle owned by a violator or registered owner for which the  
281.25 registration plates have been impounded if the violator becomes a program participant in  
281.26 the ignition interlock program under section 171.306. This paragraph does not apply if the  
281.27 registration plates have been impounded pursuant to paragraph (g).

281.28 (g) The commissioner shall issue a registration plate impoundment order for new  
281.29 registration plates issued pursuant to paragraph (f) if, before a program participant in the  
281.30 ignition interlock program under section 171.306 has been restored to full driving privileges,  
281.31 the program participant:

282.1 (1) either voluntarily or involuntarily ceases to participate in the program for more than  
282.2 30 days; or

282.3 (2) fails to successfully complete the program as required by the Department of Public  
282.4 Safety due to:

282.5 (i) two or more occasions of the participant's driving privileges being withdrawn for  
282.6 violating the terms of the program, unless the withdrawal is determined to be caused by an  
282.7 error of the department or the interlock provider; or

282.8 (ii) violating the terms of the contract with the provider as determined by the provider.

282.9 Sec. 6. Minnesota Statutes 2020, section 171.29, subdivision 1, is amended to read:

282.10 Subdivision 1. **Examination required.** (a) No person whose driver's license has been  
282.11 revoked by reason of conviction, plea of guilty, or forfeiture of bail not vacated, under  
282.12 section 169.791, 169.797, 171.17, or 171.172, or revoked under section 169.792, ~~169A.52,~~  
282.13 ~~or 171.177~~ shall be issued another license unless and until that person shall have successfully  
282.14 passed an examination as required by the commissioner of public safety. This subdivision  
282.15 does not apply to an applicant for early reinstatement under section 169.792, subdivision  
282.16 7a.

282.17 (b) The requirement to successfully pass the examination described in paragraph (a)  
282.18 does not apply to a person whose driver's license has been revoked because of an impaired  
282.19 driving offense.

282.20 Sec. 7. Minnesota Statutes 2020, section 171.30, subdivision 1, is amended to read:

282.21 Subdivision 1. **Conditions of issuance.** (a) The commissioner may issue a limited license  
282.22 to the driver under the conditions in paragraph (b) in any case where a person's license has  
282.23 been:

282.24 (1) suspended under section 171.18, 171.173, 171.186, or 171.187;

282.25 (2) revoked, canceled, or denied under section:

282.26 (i) 169.792;

282.27 (ii) 169.797;

282.28 (iii) 169A.52:

282.29 (A) subdivision 3, paragraph (a), clause (1) or (2); or

283.1 ~~(B) subdivision 3, paragraph (a), clause (4), (5), or (6), if in compliance with section~~  
283.2 ~~171.306;~~

283.3 ~~(C)~~ (B) subdivision 4, paragraph (a), clause (1) or (2), if the test results indicate an  
283.4 alcohol concentration of less than twice the legal limit;

283.5 ~~(D) subdivision 4, paragraph (a), clause (4), (5), or (6), if in compliance with section~~  
283.6 ~~171.306;~~

283.7 (iv) 171.17; or

283.8 (v) 171.172;

283.9 (3) revoked, canceled, or denied under section 169A.54:

283.10 (i) subdivision 1, clause (1), if the test results indicate an alcohol concentration of less  
283.11 than twice the legal limit;

- 283.12 (ii) subdivision 1, clause (2); or
- 283.13 ~~(iii) subdivision 1, clause (5), (6), or (7), if in compliance with section 171.306; or~~
- 283.14 ~~(iv)~~ (iii) subdivision 2, if the person does not have a qualified prior impaired driving  
283.15 incident as defined in section 169A.03, subdivision 22, on the person's record, and the test  
283.16 results indicate an alcohol concentration of less than twice the legal limit; or
- 283.17 (4) revoked, canceled, or denied under section 171.177:
- 283.18 (i) subdivision 4, paragraph (a), clause (1) or (2); or
- 283.19 ~~(ii) subdivision 4, paragraph (a), clause (4), (5), or (6), if in compliance with section~~  
283.20 ~~171.306;~~
- 283.21 ~~(iii)~~ (ii) subdivision 5, paragraph (a), clause (1) or (2), if the test results indicate an  
283.22 alcohol concentration of less than twice the legal limit; ~~or.~~
- 283.23 ~~(iv) subdivision 5, paragraph (a), clause (4), (5), or (6), if in compliance with section~~  
283.24 ~~171.306.~~
- 283.25 (b) The following conditions for a limited license under paragraph (a) include:
- 283.26 (1) if the driver's livelihood or attendance at a chemical dependency treatment or  
283.27 counseling program depends upon the use of the driver's license;
- 283.28 (2) if the use of a driver's license by a homemaker is necessary to prevent the substantial  
283.29 disruption of the education, medical, or nutritional needs of the family of the homemaker;  
283.30 or
- 284.1 (3) if attendance at a postsecondary institution of education by an enrolled student of  
284.2 that institution depends upon the use of the driver's license.
- 284.3 (c) The commissioner in issuing a limited license may impose such conditions and  
284.4 limitations as in the commissioner's judgment are necessary to the interests of the public  
284.5 safety and welfare including reexamination as to the driver's qualifications. The license may  
284.6 be limited to the operation of particular vehicles, to particular classes and times of operation,  
284.7 and to particular conditions of traffic. The commissioner may require that an applicant for  
284.8 a limited license affirmatively demonstrate that use of public transportation or carpooling  
284.9 as an alternative to a limited license would be a significant hardship.
- 284.10 (d) For purposes of this subdivision:
- 284.11 (1) "homemaker" refers to the person primarily performing the domestic tasks in a  
284.12 household of residents consisting of at least the person and the person's dependent child or  
284.13 other dependents; and
- 284.14 (2) "twice the legal limit" means an alcohol concentration of two times the limit specified  
284.15 in section 169A.20, subdivision 1, clause (5).

284.16 (e) The limited license issued by the commissioner shall clearly indicate the limitations  
284.17 imposed and the driver operating under the limited license shall have the license in possession  
284.18 at all times when operating as a driver.

284.19 (f) In determining whether to issue a limited license, the commissioner shall consider  
284.20 the number and the seriousness of prior convictions and the entire driving record of the  
284.21 driver and shall consider the number of miles driven by the driver annually.

284.22 (g) If the person's driver's license or permit to drive has been revoked under section  
284.23 169.792 or 169.797, the commissioner may only issue a limited license to the person after  
284.24 the person has presented an insurance identification card, policy, or written statement  
284.25 indicating that the driver or owner has insurance coverage satisfactory to the commissioner  
284.26 of public safety. The commissioner of public safety may require the insurance identification  
284.27 card provided to satisfy this subdivision be certified by the insurance company to be  
284.28 noncancelable for a period not to exceed 12 months.

284.29 (h) The limited license issued by the commissioner to a person under section 171.186,  
284.30 subdivision 4, must expire 90 days after the date it is issued. The commissioner must not  
284.31 issue a limited license to a person who previously has been issued a limited license under  
284.32 section 171.186, subdivision 4.

285.1 (i) The commissioner shall not issue a limited driver's license to any person described  
285.2 in section 171.04, subdivision 1, clause (6), (7), (8), (11), or (14).

285.3 (j) The commissioner shall not issue a class A, class B, or class C limited license.

285.4 Sec. 8. Minnesota Statutes 2020, section 171.306, subdivision 2, is amended to read:

285.5 Subd. 2. **Performance standards; certification; manufacturer and provider**  
285.6 **requirements.** (a) The commissioner shall establish performance standards and a process  
285.7 for certifying devices used in the ignition interlock program, except that the commissioner  
285.8 may not establish standards that, directly or indirectly, require devices to use or enable  
285.9 location tracking capabilities without a court order.

285.10 (b) The manufacturer of a device must apply annually for certification of the device by  
285.11 submitting the form prescribed by the commissioner. The commissioner shall require  
285.12 manufacturers of certified devices to:

285.13 (1) provide device installation, servicing, and monitoring to indigent program participants  
285.14 at a discounted rate, according to the standards established by the commissioner; ~~and~~

285.15 (2) include in an ignition interlock device contract a provision that a program participant  
285.16 who voluntarily terminates participation in the program is only liable for servicing and  
285.17 monitoring costs incurred during the time the device is installed on the motor vehicle,  
285.18 regardless of whether the term of the contract has expired; and

285.19 (3) include in an ignition interlock device contract a provision that requires manufacturers  
285.20 of certified devices to pay any towing or repair costs caused by device failure or malfunction,  
285.21 or by damage caused during device installation, servicing, or monitoring.

285.22 (c) The manufacturer of a certified device must include with an ignition interlock device  
285.23 contract a separate notice to the program participant regarding any location tracking  
285.24 capabilities of the device.

285.25 Sec. 9. Minnesota Statutes 2020, section 171.306, subdivision 4, is amended to read:

285.26 Subd. 4. **Issuance of restricted license.** (a) The commissioner shall issue a class D  
285.27 driver's license, subject to the applicable limitations and restrictions of this section, to a  
285.28 program participant who meets the requirements of this section and the program guidelines.  
285.29 The commissioner shall not issue a license unless the program participant has provided  
285.30 satisfactory proof that:

286.1 (1) a certified ignition interlock device has been installed on the participant's motor  
286.2 vehicle at an installation service center designated by the device's manufacturer; and

286.3 (2) the participant has insurance coverage on the vehicle equipped with the ignition  
286.4 interlock device. If the participant has previously been convicted of violating section 169.791,  
286.5 169.793, or 169.797 or the participant's license has previously been suspended or canceled  
286.6 under section 169.792 or 169.797, the commissioner shall require the participant to present  
286.7 an insurance identification card, policy, or written statement as proof of insurance coverage,  
286.8 and may require the insurance identification card provided be that is certified by the insurance  
286.9 company to be noncancelable for a period not to exceed 12 months.

286.10 (b) A license issued under authority of this section must contain a restriction prohibiting  
286.11 the program participant from driving, operating, or being in physical control of any motor  
286.12 vehicle not equipped with a functioning ignition interlock device certified by the  
286.13 commissioner. A participant may drive an employer-owned vehicle not equipped with an  
286.14 interlock device while in the normal course and scope of employment duties pursuant to  
286.15 the program guidelines established by the commissioner and with the employer's written  
286.16 consent.

286.17 (c) A program participant whose driver's license has been: (1) revoked under section  
286.18 169A.52, subdivision 3, paragraph (a), clause (1), (2), or (3), or subdivision 4, paragraph  
286.19 (a), clause (1), (2), or (3); 169A.54, subdivision 1, clause (1), (2), (3), or (4); or 171.177,  
286.20 subdivision 4, paragraph (a), clause (1), (2), or (3), or subdivision 5, paragraph (a), clause  
286.21 (1), (2), or (3); or (2) revoked under section 171.17, subdivision 1, paragraph (a), clause  
286.22 (1), or suspended under section 171.187, for a violation of section 609.2113, subdivision  
286.23 1, clause (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2), item (i) or (iii), (3), or  
286.24 (4); or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or 609.2114, subdivision 2,  
286.25 clause (2), item (i) or (iii), (3), or (4), resulting in bodily harm, substantial bodily harm, or  
286.26 great bodily harm, where the participant has fewer than two qualified prior impaired driving  
286.27 incidents within the past ten years or fewer than three qualified prior impaired driving

286.28 incidents ever; may apply for conditional reinstatement of the driver's license, subject to  
286.29 the ignition interlock restriction.

286.30 (d) A program participant whose driver's license has been: (1) revoked, canceled, or  
286.31 denied under section 169A.52, subdivision 3, paragraph (a), clause (4), (5), or (6), or  
286.32 subdivision 4, paragraph (a), clause (4), (5), or (6); 169A.54, subdivision 1, clause (5), (6),  
286.33 or (7); or 171.177, subdivision 4, paragraph (a), clause (4), (5), or (6), or subdivision 5,  
286.34 paragraph (a), clause (4), (5), or (6); or (2) revoked under section 171.17, subdivision 1,  
286.35 paragraph (a), clause (1), or suspended under section 171.187, for a violation of section  
287.1 609.2113, subdivision 1, clause (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2),  
287.2 item (i) or (iii), (3), or (4); or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or  
287.3 609.2114, subdivision 2, clause (2), item (i) or (iii), (3), or (4), resulting in bodily harm,  
287.4 substantial bodily harm, or great bodily harm, where the participant has two or more qualified  
287.5 prior impaired driving incidents within the past ten years or three or more qualified prior  
287.6 impaired driving incidents ever; may apply for a ~~limited conditional reinstatement of the~~  
287.7 driver's license, subject to the ignition interlock restriction, if the program participant is  
287.8 enrolled in a licensed chemical dependency treatment or rehabilitation program as  
287.9 recommended in a chemical use assessment, and if the participant meets the other applicable  
287.10 requirements of section 171.30. After completing, as a prerequisite to eligibility for eventual  
287.11 reinstatement of full driving privileges, a participant whose chemical use assessment  
287.12 recommended treatment or rehabilitation shall complete a licensed chemical dependency  
287.13 treatment or rehabilitation program and one year of limited license use without violating  
287.14 the ignition interlock restriction, the conditions of limited license use, or program guidelines,  
287.15 the participant may apply for conditional reinstatement of the driver's license, subject to the  
287.16 ignition interlock restriction. If the program participant's ignition interlock device  
287.17 subsequently registers a positive breath alcohol concentration of 0.02 or higher, the  
287.18 commissioner shall cancel the driver's license, and the program participant may apply for  
287.19 another limited license according to this paragraph. extend the time period that the participant  
287.20 must participate in the program until the participant has reached the required abstinence  
287.21 period described in section 169A.55, subdivision 4.

287.22 (e) Notwithstanding any statute or rule to the contrary, the commissioner has authority  
287.23 to determine when a program participant is eligible for restoration of full driving privileges,  
287.24 except that the commissioner shall not reinstate full driving privileges until the program  
287.25 participant has met all applicable prerequisites for reinstatement under section 169A.55 and  
287.26 until the program participant's device has registered no positive breath alcohol concentrations  
287.27 of 0.02 or higher during the preceding 90 days.

287.28 Sec. 10. Minnesota Statutes 2020, section 241.01, subdivision 3a, is amended to read:

287.29 Subd. 3a. **Commissioner, powers and duties.** The commissioner of corrections has the  
287.30 following powers and duties:

287.31 (a) To accept persons committed to the commissioner by the courts of this state for care,  
287.32 custody, and rehabilitation.

287.33 (b) To determine the place of confinement of committed persons in a correctional facility  
287.34 or other facility of the Department of Corrections and to prescribe reasonable conditions  
288.1 and rules for their employment, conduct, instruction, and discipline within or outside the  
288.2 facility. Inmates shall not exercise custodial functions or have authority over other inmates.

288.3 (c) To administer the money and property of the department.

288.4 (d) To administer, maintain, and inspect all state correctional facilities.

288.5 (e) To transfer authorized positions and personnel between state correctional facilities  
288.6 as necessary to properly staff facilities and programs.

288.7 (f) To utilize state correctional facilities in the manner deemed to be most efficient and  
288.8 beneficial to accomplish the purposes of this section, but not to close the Minnesota  
288.9 Correctional Facility-Stillwater or the Minnesota Correctional Facility-St. Cloud without  
288.10 legislative approval. The commissioner may place juveniles and adults at the same state  
288.11 minimum security correctional facilities, if there is total separation of and no regular contact  
288.12 between juveniles and adults, except contact incidental to admission, classification, and  
288.13 mental and physical health care.

288.14 (g) To organize the department and employ personnel the commissioner deems necessary  
288.15 to discharge the functions of the department, including a chief executive officer for each  
288.16 facility under the commissioner's control who shall serve in the unclassified civil service  
288.17 and may, under the provisions of section 43A.33, be removed only for cause.

288.18 (h) To define the duties of these employees and to delegate to them any of the  
288.19 commissioner's powers, duties and responsibilities, subject to the commissioner's control  
288.20 and the conditions the commissioner prescribes.

288.21 (i) To annually develop a comprehensive set of goals and objectives designed to clearly  
288.22 establish the priorities of the Department of Corrections. This report shall be submitted to  
288.23 the governor commencing January 1, 1976. The commissioner may establish ad hoc advisory  
288.24 committees.

288.25 (j) To perform these duties with the goal of promoting public safety. Promoting public  
288.26 safety includes the promotion of human rights. "Public safety" means reducing or preventing  
288.27 crime while maintaining the basic rights, freedoms, and privileges that belong to every  
288.28 person including the right to dignity, fairness, equality, respect, and freedom from  
288.29 discrimination, and is achieved by preferring the use of community services to imprisonment  
288.30 or other confinement unless confinement is necessary to protect the public, promoting the  
288.31 rehabilitation of those convicted through the provision of evidence-based programming and  
288.32 services, and imposing sanctions that are the least restrictive necessary to achieve  
288.33 accountability, address the harm for the offense, and ensure victim safety.

289.1 Sec. 11. Minnesota Statutes 2020, section 243.166, subdivision 1b, is amended to read:

289.2 Subd. 1b. **Registration required.** (a) A person shall register under this section if:

289.3 (1) the person was charged with or petitioned for a felony violation of or attempt to  
289.4 violate, or aiding, abetting, or conspiracy to commit, any of the following, and convicted  
289.5 of or adjudicated delinquent for that offense or another offense arising out of the same set  
289.6 of circumstances:

289.7 (i) murder under section 609.185, paragraph (a), clause (2);

289.8 (ii) kidnapping under section 609.25;

289.9 (iii) criminal sexual conduct under section 609.342; 609.343; 609.344; 609.345; 609.3451,  
289.10 subdivision 3; or 609.3453;

289.11 (iv) indecent exposure under section 617.23, subdivision 3; or

289.12 (v) surreptitious intrusion under the circumstances described in section 609.746,  
289.13 subdivision 1, paragraph (f);

289.14 (2) the person was charged with or petitioned for a violation of, or attempt to violate, or  
289.15 aiding, abetting, or conspiring to commit any of the following and convicted of or adjudicated  
289.16 delinquent for that offense or another offense arising out of the same set of circumstances:

289.17 (i) criminal abuse in violation of section 609.2325, subdivision 1, paragraph (b);

289.18 (ii) false imprisonment in violation of section 609.255, subdivision 2;

289.19 (iii) solicitation, inducement, or promotion of the prostitution of a minor or engaging in  
289.20 the sex trafficking of a minor in violation of section 609.322;

289.21 (iv) a prostitution offense in violation of section 609.324, subdivision 1, paragraph (a);

289.22 (v) soliciting a minor to engage in sexual conduct in violation of section 609.352,  
289.23 subdivision 2 or 2a, clause (1);

289.24 (vi) using a minor in a sexual performance in violation of section 617.246; or

289.25 (vii) possessing pornographic work involving a minor in violation of section 617.247;

289.26 (3) the person was sentenced as a patterned sex offender under section 609.3455,  
289.27 subdivision 3a; or

289.28 (4) the person was charged with or petitioned for, including pursuant to a court martial,  
289.29 violating a law of the United States, including the Uniform Code of Military Justice, similar  
289.30 to ~~the offenses~~ an offense or involving similar circumstances to an offense described in  
290.1 clause (1), (2), or (3), and convicted of or adjudicated delinquent for that offense or another  
290.2 offense arising out of the same set of circumstances.

290.3 (b) A person also shall register under this section if:

290.4 (1) the person was charged with or petitioned for an offense in another state ~~that would~~  
290.5 ~~be a violation of a law~~ similar to an offense or involving similar circumstances to an offense  
290.6 described in paragraph (a) ~~if committed in this state~~, clause (1), (2), or (3), and convicted

290.7 of or adjudicated delinquent for that offense or another offense arising out of the same set  
290.8 of circumstances;

290.9 (2) the person enters this state to reside, work, or attend school, or enters this state and  
290.10 remains for 14 days or longer or for an aggregate period of time exceeding 30 days during  
290.11 any calendar year; and

290.12 (3) ten years have not elapsed since the person was released from confinement or, if the  
290.13 person was not confined, since the person was convicted of or adjudicated delinquent for  
290.14 the offense that triggers registration, unless the person is subject to a longer registration  
290.15 period under the laws of another state in which the person has been convicted or adjudicated,  
290.16 or is subject to lifetime registration.

290.17 If a person described in this paragraph is subject to a longer registration period in another  
290.18 state or is subject to lifetime registration, the person shall register for that time period  
290.19 regardless of when the person was released from confinement, convicted, or adjudicated  
290.20 delinquent.

290.21 (c) A person also shall register under this section if the person was committed pursuant  
290.22 to a court commitment order under Minnesota Statutes 2012, section 253B.185, chapter  
290.23 253D, Minnesota Statutes 1992, section 526.10, or a similar law of another state or the  
290.24 United States, regardless of whether the person was convicted of any offense.

290.25 (d) A person also shall register under this section if:

290.26 (1) the person was charged with or petitioned for a felony violation or attempt to violate  
290.27 any of the offenses listed in paragraph (a), clause (1), or a similar law of another state or  
290.28 the United States, or the person was charged with or petitioned for a violation of any of the  
290.29 offenses listed in paragraph (a), clause (2), or a similar law of another state or the United  
290.30 States;

290.31 (2) the person was found not guilty by reason of mental illness or mental deficiency  
290.32 after a trial for that offense, or found guilty but mentally ill after a trial for that offense, in  
290.33 states with a guilty but mentally ill verdict; and

291.1 (3) the person was committed pursuant to a court commitment order under section  
291.2 253B.18 or a similar law of another state or the United States.

291.3 **EFFECTIVE DATE.** This section is effective July 1, 2021, and applies to offenders  
291.4 who live in the state or who enter the state on or after that date.

291.5 Sec. 12. Minnesota Statutes 2020, section 243.166, subdivision 4b, is amended to read:

291.6 Subd. 4b. **Health care facility; notice of status.** (a) For the purposes of this subdivision:

291.7 (1) "health care facility" means a facility:

291.8 (i) licensed by the commissioner of health as a hospital, boarding care home or supervised  
291.9 living facility under sections 144.50 to 144.58, or a nursing home under chapter 144A;

1.6 Section 1. Minnesota Statutes 2020, section 243.166, subdivision 4b, is amended to read:

1.7 Subd. 4b. **Health care facility; notice of status.** (a) For the purposes of this subdivision:

1.8 (1) "health care facility" means a facility:

1.9 (i) licensed by the commissioner of health as a hospital, boarding care home or supervised  
1.10 living facility under sections 144.50 to 144.58, or a nursing home under chapter 144A;

291.10 (ii) registered by the commissioner of health as a housing with services establishment  
291.11 as defined in section 144D.01; or

291.12 (iii) licensed by the commissioner of human services as a residential facility under  
291.13 chapter 245A to provide adult foster care, adult mental health treatment, chemical dependency  
291.14 treatment to adults, or residential services to persons with disabilities; ~~and~~

291.15 (2) "home care provider" has the meaning given in section 144A.43; and  
291.16 (3) "hospice provider" has the meaning given in section 144A.75.

291.17 (b) Prior to admission to a health care facility or home care services from a home care  
291.18 provider or hospice services from a hospice provider, a person required to register under  
291.19 this section shall disclose to:

291.20 (1) the health care facility employee or the home care provider or hospice provider  
291.21 processing the admission the person's status as a registered predatory offender under this  
291.22 section; and

291.23 (2) the person's corrections agent, or if the person does not have an assigned corrections  
291.24 agent, the law enforcement authority with whom the person is currently required to register,  
291.25 that admission will occur.

291.26 (c) A law enforcement authority or corrections agent who receives notice under paragraph  
291.27 (b) or who knows that a person required to register under this section is planning to be  
291.28 admitted and receive, or has been admitted and is receiving health care at a health care  
291.29 facility or home care services from a home care provider or hospice services from a hospice  
291.30 provider, shall notify the administrator of the facility or the home care provider or the hospice  
291.31 provider and deliver a fact sheet to the administrator or provider containing the following  
292.1 information: (1) name and physical description of the offender; (2) the offender's conviction  
292.2 history, including the dates of conviction; (3) the risk level classification assigned to the  
292.3 offender under section 244.052, if any; and (4) the profile of likely victims.

292.4 (d) Except for a hospital licensed under sections 144.50 to 144.58, if a health care facility  
292.5 receives a fact sheet under paragraph (c) that includes a risk level classification for the  
292.6 offender, and if the facility admits the offender, the facility shall distribute the fact sheet to  
292.7 all residents at the facility. If the facility determines that distribution to a resident is not  
292.8 appropriate given the resident's medical, emotional, or mental status, the facility shall  
292.9 distribute the fact sheet to the patient's next of kin or emergency contact.

292.10 (e) If a home care provider or hospice provider receives a fact sheet under paragraph (c)  
292.11 that includes a risk level classification for the offender, the provider shall distribute the fact  
292.12 sheet to any individual who will provide direct services to the offender before the individual  
292.13 begins to provide the service.

1.11 (ii) registered by the commissioner of health as a housing with services establishment  
1.12 as defined in section 144D.01; or

1.13 (iii) licensed by the commissioner of human services as a residential facility under  
1.14 chapter 245A to provide adult foster care, adult mental health treatment, chemical dependency  
1.15 treatment to adults, or residential services to persons with disabilities; ~~and~~

1.16 (2) "home care provider" has the meaning given in section 144A.43; and  
1.17 (3) "hospice provider" has the meaning given in section 144A.75.

1.18 (b) Prior to admission to a health care facility or home care services from a home care  
1.19 provider or hospice services from a hospice provider, a person required to register under  
1.20 this section shall disclose to:

2.1 (1) the health care facility employee or the home care provider or hospice provider  
2.2 processing the admission the person's status as a registered predatory offender under this  
2.3 section; and

2.4 (2) the person's corrections agent, or if the person does not have an assigned corrections  
2.5 agent, the law enforcement authority with whom the person is currently required to register,  
2.6 that admission will occur.

2.7 (c) A law enforcement authority or corrections agent who receives notice under paragraph  
2.8 (b) or who knows that a person required to register under this section is planning to be  
2.9 admitted and receive, or has been admitted and is receiving health care at a health care  
2.10 facility or home care services from a home care provider or hospice services from a hospice  
2.11 provider, shall notify the administrator of the facility or the home care provider or the hospice  
2.12 provider and deliver a fact sheet to the administrator or provider containing the following  
2.13 information: (1) name and physical description of the offender; (2) the offender's conviction  
2.14 history, including the dates of conviction; (3) the risk level classification assigned to the  
2.15 offender under section 244.052, if any; and (4) the profile of likely victims.

2.16 (d) Except for a hospital licensed under sections 144.50 to 144.58, if a health care facility  
2.17 receives a fact sheet under paragraph (c) that includes a risk level classification for the  
2.18 offender, and if the facility admits the offender, the facility shall distribute the fact sheet to  
2.19 all residents at the facility. If the facility determines that distribution to a resident is not  
2.20 appropriate given the resident's medical, emotional, or mental status, the facility shall  
2.21 distribute the fact sheet to the patient's next of kin or emergency contact.

2.22 (e) If a home care provider or hospice provider receives a fact sheet under paragraph (c)  
2.23 that includes a risk level classification for the offender, the provider shall distribute the fact  
2.24 sheet to any individual who will provide direct services to the offender before the individual  
2.25 begins to provide the service.

292.14 Sec. 13. Minnesota Statutes 2020, section 244.09, subdivision 5, is amended to read:

292.15 Subd. 5. **Promulgation of Sentencing Guidelines.** The commission shall promulgate  
292.16 Sentencing Guidelines for the district court. The guidelines shall be based on reasonable  
292.17 offense and offender characteristics. The guidelines promulgated by the commission shall  
292.18 be advisory to the district court and shall establish:

292.19 (1) the circumstances under which imprisonment of an offender is proper; and

292.20 (2) a presumptive, fixed sentence for offenders for whom imprisonment is proper, based  
292.21 on each appropriate combination of reasonable offense and offender characteristics. The  
292.22 guidelines shall provide for an increase of 20 percent and a decrease of 15 percent in the  
292.23 presumptive, fixed sentence.

292.24 The Sentencing Guidelines promulgated by the commission may also establish appropriate  
292.25 sanctions for offenders for whom imprisonment is not proper. Any guidelines promulgated  
292.26 by the commission establishing sanctions for offenders for whom imprisonment is not proper  
292.27 shall make specific reference to noninstitutional sanctions, including but not limited to the  
292.28 following: payment of fines, day fines, restitution, community work orders, work release  
292.29 programs in local facilities, community based residential and nonresidential programs,  
292.30 incarceration in a local correctional facility, and probation and the conditions thereof.

292.31 Although the Sentencing Guidelines are advisory to the district court, the court shall  
292.32 follow the procedures of the guidelines when it pronounces sentence in a proceeding to  
292.33 which the guidelines apply by operation of statute. Sentencing pursuant to the Sentencing  
293.1 Guidelines is not a right that accrues to a person convicted of a felony; it is a procedure  
293.2 based on state public policy to maintain uniformity, proportionality, rationality, and  
293.3 predictability in sentencing.

293.4 In establishing and modifying the Sentencing Guidelines, the primary consideration of  
293.5 the commission shall be public safety. Promoting public safety includes the promotion of  
293.6 human rights. "Public safety" means reducing or preventing crime while maintaining the  
293.7 basic rights, freedoms, and privileges that belong to every person including the right to  
293.8 dignity, fairness, equality, respect, and freedom from discrimination, and is achieved by  
293.9 preferring the use of community services to imprisonment or other confinement unless  
293.10 confinement is necessary to protect the public, promoting the rehabilitation of those convicted  
293.11 through the provision of evidence-based programming and services, and imposing sanctions  
293.12 that are the least restrictive necessary to achieve accountability, address the harm for the  
293.13 offense, and ensure victim safety. The commission shall also consider current sentencing  
293.14 and release practices; correctional resources, including but not limited to the capacities of  
293.15 local and state correctional facilities; and the long-term negative impact of the crime on the  
293.16 community.

293.17 The provisions of sections 14.001 to 14.69 do not apply to the promulgation of the  
293.18 Sentencing Guidelines, and the Sentencing Guidelines, including severity levels and criminal  
293.19 history scores, are not subject to review by the legislative commission to review

293.20 administrative rules. However, the commission shall adopt rules pursuant to sections 14.001  
293.21 to 14.69 which establish procedures for the promulgation of the Sentencing Guidelines,  
293.22 including procedures for the promulgation of severity levels and criminal history scores,  
293.23 and these rules shall be subject to review by the Legislative Coordinating Commission.

293.24 Sec. 14. Minnesota Statutes 2020, section 299A.01, subdivision 2, is amended to read:

293.25 Subd. 2. **Duties of commissioner.** (a) The duties of the commissioner shall include the  
293.26 following:

293.27 (1) the coordination, development and maintenance of services contracts with existing  
293.28 state departments and agencies assuring the efficient and economic use of advanced business  
293.29 machinery including computers;

293.30 (2) the execution of contracts and agreements with existing state departments for the  
293.31 maintenance and servicing of vehicles and communications equipment, and the use of related  
293.32 buildings and grounds;

294.1 (3) the development of integrated fiscal services for all divisions, and the preparation  
294.2 of an integrated budget for the department;

294.3 (4) the publication and award of grant contracts with state agencies, local units of  
294.4 government, and other entities for programs that will benefit the safety of the public; and

294.5 (5) the establishment of a planning bureau within the department.

294.6 (b) The commissioner shall exercise these duties with the goal of promoting public  
294.7 safety. Promoting public safety includes the promotion of human rights. "Public safety"  
294.8 means reducing or preventing crime while maintaining the basic rights, freedoms, and  
294.9 privileges that belong to every person including the right to dignity, fairness, equality,  
294.10 respect, and freedom from discrimination, and is achieved by engaging in practices that  
294.11 include promoting community cohesion, employing meaningful problem-solving strategies,  
294.12 and utilizing the least restrictive sanctions or interventions necessary to reduce or repair  
294.13 harm, ensure victim safety, and ensure accountability for offending.

294.14 Sec. 15. **[299A.011] ACCEPTANCE OF PRIVATE FUNDS; APPROPRIATION.**

294.15 The commissioner may accept donations, grants, bequests, and other gifts of money to  
294.16 carry out the purposes of this chapter. Donations, nonfederal grants, bequests, or other gifts  
294.17 of money accepted by the commissioner must be deposited in an account in the special  
294.18 revenue fund and are appropriated to the commissioner for the purpose for which it was  
294.19 given.

294.20 Sec. 16. **[299A.477] HOMETOWN HEROES ASSISTANCE PROGRAM.**

294.21 Subdivision 1. **Definitions.** (a) The definitions in this subdivision apply to this section.

294.22 (b) "Firefighter" means a volunteer, paid on-call, part-time, or career firefighter serving  
294.23 a general population within the boundaries of the state.

294.24 (c) "Minnesota Firefighter Initiative" means a collaborative that is established by major  
294.25 fire service organizations in Minnesota, is a nonprofit organization, and is tax exempt under  
294.26 section 501(c)(3) of the Internal Revenue Code.

294.27 Subd. 2. **Program established.** The commissioner of public safety shall award a grant  
294.28 to the Minnesota Firefighter Initiative to administer a hometown heroes assistance program  
294.29 for Minnesota firefighters. The Minnesota Firefighter Initiative shall use the grant funds:

295.1 (1) to provide a onetime critical illness monetary support payment to each firefighter  
295.2 who is diagnosed with cancer or heart disease and who applies for the payment. Monetary  
295.3 support shall be provided according to the requirements in subdivision 3;

295.4 (2) to develop a psychotherapy program customized to address emotional trauma  
295.5 experienced by firefighters and to offer all firefighters in the state up to five psychotherapy  
295.6 sessions per year under the customized program, provided by mental health professionals;

295.7 (3) to offer additional psychotherapy sessions to firefighters who need them;

295.8 (4) to develop, annually update, and annually provide to all firefighters in the state at  
295.9 least two hours of training on cancer, heart disease, and emotional trauma as causes of illness  
295.10 and death for firefighters; steps and best practices for firefighters to limit the occupational  
295.11 risks of cancer, heart disease, and emotional trauma; provide evidence-based suicide  
295.12 prevention strategies; and ways for firefighters to address occupation-related emotional  
295.13 trauma and promote emotional wellness. The training shall be presented by firefighters who  
295.14 attend an additional course to prepare them to serve as trainers; and

295.15 (5) for administrative and overhead costs of the Minnesota Firefighter Initiative associated  
295.16 with conducting the activities in clauses (1) to (4).

295.17 Subd. 3. **Critical illness monetary support program.** (a) The Minnesota Firefighter  
295.18 Initiative shall establish and administer a critical illness monetary support program which  
295.19 shall provide a onetime support payment of up to \$20,000 to each firefighter diagnosed with  
295.20 cancer or heart disease. A firefighter may apply for monetary support from the program, in  
295.21 a form specified by the Minnesota Firefighter Initiative, if the firefighter has a current  
295.22 diagnosis of cancer or heart disease or was diagnosed with cancer or heart disease in the  
295.23 year preceding the firefighter's application. A firefighter's application for monetary support  
295.24 must include a certification from the firefighter's health care provider of the firefighter's  
295.25 diagnosis with cancer or heart disease. The Minnesota Firefighter Initiative shall establish  
295.26 criteria to guide disbursement of monetary support payments under this program, and shall  
295.27 scale the amount of monetary support provided to each firefighter according to the severity  
295.28 of the firefighter's diagnosis.

295.29 (b) The commissioner of public safety may access the accounts of the critical illness  
295.30 monetary support program and may conduct periodic audits of the program to ensure that

295.31 payments are being made in compliance with this section and disbursement criteria  
295.32 established by the Minnesota Firefighter Initiative.

295.33 Subd. 4. **Money from nonstate sources.** The commissioner may accept contributions  
295.34 from nonstate sources to supplement state appropriations for the hometown heroes assistance  
296.1 program. Contributions received under this subdivision are appropriated to the commissioner  
296.2 for the grant to the Minnesota Firefighter Initiative for purposes of this section.

296.3 Sec. 17. Minnesota Statutes 2020, section 299A.52, subdivision 2, is amended to read:

296.4 Subd. 2. **Expense recovery.** The commissioner shall assess the responsible person for  
296.5 the regional hazardous materials response team costs of response. The commissioner may  
296.6 bring an action for recovery of unpaid costs, reasonable attorney fees, and any additional  
296.7 court costs. Any funds received by the commissioner under this subdivision are appropriated  
296.8 to the commissioner to pay for costs for which the funds were received. Any remaining  
296.9 funds at the end of the biennium shall be transferred to the Fire Safety Account.

296.10 Sec. 18. Minnesota Statutes 2020, section 299A.55, is amended to read:

296.11 **299A.55 RAILROAD AND PIPELINE SAFETY; OIL AND OTHER HAZARDOUS**  
296.12 **MATERIALS.**

296.13 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms have  
296.14 the meanings given them.

296.15 (b) "Applicable rail carrier" means a railroad company that is subject to an assessment  
296.16 under section 219.015, subdivision 2.

296.17 (c) "Hazardous substance" has the meaning given in section 115B.02, subdivision 8.

296.18 (d) "Oil" has the meaning given in section 115E.01, subdivision 8.

296.19 (e) "Pipeline company" means any individual, partnership, association, or public or  
296.20 private corporation who owns and operates pipeline facilities and is required to show specific  
296.21 preparedness under section 115E.03, subdivision 2.

296.22 Subd. 2. **Railroad and pipeline safety account.** (a) A railroad and pipeline safety  
296.23 account is created in the special revenue fund. The account consists of funds collected under  
296.24 subdivision 4 and funds donated, allotted, transferred, or otherwise provided to the account.

296.25 ~~(b) \$104,000 is annually appropriated from the railroad and pipeline safety account to~~  
296.26 ~~the commissioner of the Pollution Control Agency for environmental protection activities~~  
296.27 ~~related to railroad discharge preparedness under chapter 115E.~~

296.28 ~~(c) \$600,000 in fiscal year 2018 and \$600,000 in fiscal year 2019 are appropriated from~~  
296.29 ~~the railroad and pipeline safety account to the commissioner of transportation for improving~~  
296.30 ~~safety at railroad grade crossings.~~

18.3 Section 1. Minnesota Statutes 2020, section 299A.52, subdivision 2, is amended to read:

18.4 Subd. 2. **Expense recovery.** The commissioner shall assess the responsible person for  
18.5 the regional hazardous materials response team costs of response. The commissioner may  
18.6 bring an action for recovery of unpaid costs, reasonable attorney fees, and any additional  
18.7 court costs. Any funds received by the commissioner under this subdivision are appropriated  
18.8 to the commissioner to pay for costs for which the funds were received. Any remaining  
18.9 funds at the end of the biennium shall be transferred to the Fire Safety Account.

- 297.1 ~~(d) Following the appropriation in paragraphs (b) and (c), the remaining money in the~~  
297.2 ~~account is~~ (b) Funds are annually appropriated to the commissioner of public safety for the  
297.3 purposes specified in subdivision 3.
- 297.4 Subd. 3. **Allocation of funds.** (a) Subject to funding appropriated for this subdivision,  
297.5 the commissioner shall provide funds for training and response preparedness related to (1)  
297.6 derailments, discharge incidents, or spills involving trains carrying oil or other hazardous  
297.7 substances, and (2) pipeline discharge incidents or spills involving oil or other hazardous  
297.8 substances.
- 297.9 (b) The commissioner shall allocate available funds as follows:
- 297.10 ~~(1) \$100,000 annually for emergency response teams; and~~  
297.11 ~~(2) the remaining amount to the Board of Firefighter Training and Education under~~  
297.12 ~~section 299N.02 and the Division of Homeland Security and Emergency Management.~~
- 297.13 (1) \$225,000 for existing full-time equivalent and on-call funding at the Department of  
297.14 Public Safety, State Fire Marshal Division;
- 297.15 (2) \$122,000 for program operating expenses;
- 297.16 (3) \$128,000 transferred to the Minnesota Pollution Control Agency for program  
297.17 operating expenses;
- 297.18 (4) \$125,000 for Minnesota Board of Firefighter Training and Education training  
297.19 programs for fire departments;
- 297.20 (5) \$200,000 to facilitate and support trainings and exercises for State Emergency  
297.21 Response Teams;
- 297.22 (6) \$200,000 to support local planning;
- 297.23 (7) \$200,000 to replace state hazmat response team equipment;
- 297.24 (8) \$700,000 for capital equipment and vehicle replacement; and
- 297.25 (9) \$600,000 transferred to the Department of Transportation for statewide rail crossing  
297.26 improvements.
- 297.27 (c) Prior to making allocations under paragraph (b), the commissioner shall consult with  
297.28 the Fire Service Advisory Committee under section 299F.012, subdivision 2.
- 297.29 (d) The commissioner and the entities identified in paragraph (b), clause (2), shall  
297.30 prioritize uses of funds based on:
- 297.31 (1) firefighter training needs;
- 298.1 (2) community risk from discharge incidents or spills;
- 298.2 (3) geographic balance; and

- 298.3 (4) recommendations of the Fire Service Advisory Committee.
- 298.4 (e) The following are permissible uses of funds provided under this subdivision:
- 298.5 (1) training costs, which may include, but are not limited to, training curriculum, trainers,  
298.6 trainee overtime salary, other personnel overtime salary, and tuition;
- 298.7 (2) costs of gear and equipment related to hazardous materials readiness, response, and  
298.8 management, which may include, but are not limited to, original purchase, maintenance,  
298.9 and replacement;
- 298.10 (3) supplies related to the uses under clauses (1) and (2); and
- 298.11 (4) emergency preparedness planning and coordination.
- 298.12 (f) Notwithstanding paragraph (b), clause (2), from funds in the railroad and pipeline  
298.13 safety account provided for the purposes under this subdivision, the commissioner may  
298.14 retain a balance in the account for budgeting in subsequent fiscal years.
- 298.15 Subd. 4. **Assessments.** (a) The commissioner of public safety shall annually assess  
298.16 \$2,500,000 to railroad and pipeline companies based on the formula specified in paragraph  
298.17 (b). The commissioner shall deposit funds collected under this subdivision in the railroad  
298.18 and pipeline safety account under subdivision 2.
- 298.19 (b) The assessment for each railroad is 50 percent of the total annual assessment amount,  
298.20 divided in equal proportion between applicable rail carriers based on route miles operated  
298.21 in Minnesota. The assessment for each pipeline company is 50 percent of the total annual  
298.22 assessment amount, divided in equal proportion between companies based on the yearly  
298.23 aggregate gallons of oil and hazardous substance transported by pipeline in Minnesota.
- 298.24 ~~(e) The assessments under this subdivision expire July 1, 2017.~~
- 298.25 Sec. 19. **[299A.625] INNOVATION IN COMMUNITY SAFETY.**
- 298.26 Subdivision 1. Definitions. (a) As used in this section, the following terms have the  
298.27 meanings given them.
- 298.28 (b) "Civilian review board" means a board, commission, or other oversight body created  
298.29 to provide civilian oversight of the conduct of peace officers and law enforcement agencies.
- 298.30 (c) "Local commission" has the meaning given in section 363A.03, subdivision 23.
- 299.1 (d) "Metropolitan area" has the meaning given in section 473.121, subdivision 2.
- 299.2 (e) "Targeted area" means one or more contiguous census tracts as reported in the most  
299.3 recently completed decennial census published by the United States Bureau of the Census  
299.4 that has a poverty rate of at least 20 percent and which experiences a disproportionately  
299.5 high rate of violent crime.

299.6 Subd. 2. **Innovation in community safety; coordinator; qualifications.** (a) The  
299.7 commissioner shall appoint a coordinator to work in the Office of Justice Programs in the  
299.8 Department of Public Safety to direct a targeted, community-centered response to violence.  
299.9 The coordinator shall serve in the unclassified service.

299.10 (b) The coordinator shall have experience:

299.11 (1) living in a targeted area;

299.12 (2) providing direct services to victims or others in communities impacted by violence;

299.13 (3) writing or reviewing grant applications;

299.14 (4) building coalitions within the African American community and other communities  
299.15 that have experienced systemic discrimination; and

299.16 (5) leading a nonprofit organization.

299.17 Subd. 3. **Coordinator; duties.** The coordinator shall work with community members  
299.18 to develop a strategy to address violence within targeted areas and promote community  
299.19 healing and recovery. Additionally, the coordinator shall:

299.20 (1) serve as a liaison between the office and the councils created in sections 3.922 and  
299.21 15.0145;

299.22 (2) provide technical assistance or navigation services to individuals seeking to apply  
299.23 for grants issued by the office;

299.24 (3) identify targeted areas;

299.25 (4) organize and provide technical assistance to local grant advisory boards;

299.26 (5) assist local grant advisory boards in soliciting applications for grants;

299.27 (6) develop simplified grant application materials;

299.28 (7) identify effective forms of community-led intervention to promote public safety;

299.29 (8) encourage the use of restorative justice programs including but not limited to  
299.30 sentencing circles; and

300.1 (9) administer grants.

300.2 Subd. 4. **Innovation in community safety grants.** (a) Pursuant to the decisions of  
300.3 community grant advisory boards, the coordinator shall award grants to organizations in  
300.4 targeted areas for the purposes identified in this subdivision. The coordinator may prioritize  
300.5 targeted areas, determine which targeted areas are eligible for grants, and establish the total  
300.6 amount of money available for grants in each targeted area provided that an eligible targeted  
300.7 area must receive at least \$1,000,000 for grants. In prioritizing targeted areas, the coordinator  
300.8 shall prioritize areas that have the highest rates of violent crime.

- 300.9 (b) Recipients of youth, young adult, and family antiviolen  
300.10 ce outreach program grants  
300.11 may work with other organizations including but not limited to law enforcement, state and  
300.12 local public agencies, interfaith organizations, nonprofit organizations, and African immigrant  
300.13 and African American community organizations and stakeholders; may focus on African  
300.14 immigrant and African American youth and young adults; and must:
- 300.14 (1) identify behaviors indicating that an individual is vulnerable to committing or being  
300.15 the victim of bullying or interfamily, community, or domestic abuse;
- 300.16 (2) identify and assess factors and influences, including but not limited to family  
300.17 dysfunction and cultural disengagement that make youth and young adults vulnerable to  
300.18 recruitment by violent organizations;
- 300.19 (3) develop strategies to reduce and eliminate abusive and bullying behaviors among  
300.20 youth and adults;
- 300.21 (4) develop and implement strategies to reduce and eliminate the factors and influences  
300.22 that make youth and young adults vulnerable to recruitment by violent organizations;
- 300.23 (5) develop strategies, programs, and services to educate parents and other family  
300.24 members to recognize and address behaviors indicating that youth are being recruited by  
300.25 violent organizations; and
- 300.26 (6) in collaboration with public entities and other community and private organizations  
300.27 that provide services to at-risk youth and families, develop strategies, programs, and services  
300.28 to reduce and eliminate bullying, abusive behavior, and the vulnerability of youth to  
300.29 recruitment by violent organizations, including but not limited to:
- 300.30 (i) expressive and receptive communications programs including music, art, theater,  
300.31 dance, and play designed to teach and develop appropriate skills for interfaith family  
300.32 communication;
- 301.1 (ii) development of protective skills and positive coping skills to deal with bullying,  
301.2 domestic abuse and interfaith family violence, and violent confrontations in the community;
- 301.3 (iii) culturally appropriate individual and family counseling focusing on communication  
301.4 and interpersonal relations with the family and, when appropriate, the African immigrant  
301.5 and African American community;
- 301.6 (iv) after-school and summer programs for youth and young adults that are structured  
301.7 and include components offering physical recreation, sports, mentorship, education  
301.8 enrichment, art, music, and social activities that are culturally appropriate;
- 301.9 (v) individual and family-oriented financial planning and management skill building;
- 301.10 (vi) culturally appropriate individual and family counseling focusing on education and  
301.11 employment counseling; and

- 301.12 (vii) information regarding, and direct links to, entities that provide employment skills  
301.13 training, job search and placement, and employment support activities and services.
- 301.14 (c) Recipients of grants to implement the Minnesota SafeStreets program must work  
301.15 with other organizations and persons in the community to develop community-based  
301.16 responses to violence that:
- 301.17 (1) use and adapt critical incident response methods which have been identified as best  
301.18 practices in the field including violence prevention, situational de-escalation, mitigation of  
301.19 trauma, and restorative justice;
- 301.20 (2) provide targeted interventions to prevent the escalation of violence after the occurrence  
301.21 of serious incidents, such as a shooting, murder, or other violent crime;
- 301.22 (3) de-escalate violence with the use of community-based interventions designed to  
301.23 prevent conflict from becoming violent;
- 301.24 (4) provide an alternative to adjudication through a restorative justice model for persons  
301.25 who commit lower level offenses;
- 301.26 (5) develop working relationships with community providers to enable young people to  
301.27 care for themselves and their families in healthy and empowered ways; and
- 301.28 (6) culminate in a collective action plan which, at a minimum, includes the following:
- 301.29 (i) increased educational opportunities;
- 301.30 (ii) meaningful workforce opportunities;
- 301.31 (iii) leadership-based entrepreneurial and social enterprise opportunities;
- 302.1 (iv) expanded mental health and chemical health services; and
- 302.2 (v) access to critically needed human and social services.
- 302.3 (d) Recipients of grants to promote community healing must provide programs and direct  
302.4 intervention to promote wellness and healing justice and may use funds for:
- 302.5 (1) programmatic and community care support for wellness and healing justice  
302.6 practitioners;
- 302.7 (2) the establishment and expansion of community organizations that provide wellness  
302.8 and healing justice services;
- 302.9 (3) placing wellness and healing justice practitioners in organizations that provide direct  
302.10 service to Black, Indigenous, and people of color communities in Minnesota;
- 302.11 (4) providing healing circles;

- 302.12 (5) establishing and expanding Community Coach Certification programs to train  
302.13 community healers and establish a long-term strategy to build the infrastructure for  
302.14 community healers to be available during times of tragedy; or
- 302.15 (6) restorative justice programs including but not limited to sentencing circles.
- 302.16 (e) Recipients of grants to establish or maintain co-responder teams must partner with  
302.17 local units of government or Tribal governments to build on existing mobile mental health  
302.18 crisis teams and identify gaps in order to do any of the following:
- 302.19 (1) develop and establish independent crisis-response teams to de-escalate volatile  
302.20 situations;
- 302.21 (2) respond to situations involving a mental health crisis;
- 302.22 (3) promote community-based efforts designed to enhance community safety and  
302.23 wellness; or
- 302.24 (4) support community-based strategies to interrupt, intervene in, or respond to violence.
- 302.25 (f) Recipients of grants to establish or maintain community-based mental health and  
302.26 social service centers must provide direct services to community members in targeted areas.
- 302.27 Subd. 5. **Appropriation; distribution.** (a) Of the amount appropriated for grants issued  
302.28 pursuant to subdivision 4, two-thirds shall be distributed in the metropolitan area and  
302.29 one-third shall be distributed outside the metropolitan area.
- 302.30 (b) No grant recipient shall receive more than \$1,000,000 each year.
- 303.1 Subd. 6. **Community grant advisory boards; members.** (a) The coordinator shall work  
303.2 with the chair or director of a local commission, civilian review board, or similar organization  
303.3 to establish a community grant advisory board within a targeted area.
- 303.4 (b) Community grant advisory boards shall review grant applications and direct the  
303.5 coordinator to award grants to approved applicants.
- 303.6 (c) The chair or director of a local commission, civilian review board, or similar  
303.7 organization shall serve as the chair of a community grant advisory board.
- 303.8 (d) A community grant advisory board shall include the chair and at least four but not  
303.9 more than six other members.
- 303.10 (e) The membership of community grant advisory boards shall reflect the demographic  
303.11 makeup of the targeted area and the members, other than the chair, must reside in the targeted  
303.12 area over which a board has jurisdiction. A majority of the members of a board must provide  
303.13 direct services to victims or others in the targeted area as a part of the person's employment  
303.14 or regular volunteer work.

- 303.15 (f) Community grant advisory board members may not accept gifts, donations, or any  
303.16 other thing of value from applicants.
- 303.17 Subd. 7. **Community grant advisory board; procedure.** (a) Community grant advisory  
303.18 boards shall provide notice of available grants and application materials for organizations  
303.19 or individuals to apply for grants.
- 303.20 (b) Community grant advisory boards shall establish reasonable application deadlines  
303.21 and review grant applications. Boards may interview applicants and invite presentations.
- 303.22 (c) Community grant advisory boards shall determine which applicants will receive  
303.23 funds and the amount of those funds, and shall inform the coordinator of their decisions.
- 303.24 Sec. 20. **[299A.783] STATEWIDE ANTITRAFFICKING INVESTIGATION**  
303.25 **COORDINATION.**
- 303.26 Subdivision 1. **Antitrafficking investigation coordinator.** The commissioner of public  
303.27 safety must appoint a statewide antitrafficking investigation coordinator who shall work in  
303.28 the Office of Justice Programs. The coordinator must be a current or former law enforcement  
303.29 officer or prosecutor with experience investigating or prosecuting trafficking-related offenses.  
303.30 The coordinator must also have knowledge of services available to and Safe Harbor response  
303.31 for victims of sex trafficking and sexual exploitation and Minnesota's child welfare system  
304.1 response. The coordinator serves at the pleasure of the commissioner in the unclassified  
304.2 service.
- 304.3 Subd. 2. **Coordinator's responsibilities.** The coordinator shall have the following duties:
- 304.4 (1) develop, coordinate, and facilitate training for law enforcement officers, prosecutors,  
304.5 courts, child welfare workers, social service providers, medical providers, and other  
304.6 community members;
- 304.7 (2) establish standards for approved training and review compliance with those standards;
- 304.8 (3) coordinate and monitor multijurisdictional sex trafficking task forces;
- 304.9 (4) review, develop, promote, and monitor compliance with investigative protocols to  
304.10 ensure that law enforcement officers and prosecutors engage in best practices;
- 304.11 (5) provide technical assistance and advice related to the investigation and prosecution  
304.12 of trafficking offenses and the treatment of victims;
- 304.13 (6) promote the efficient use of resources by addressing issues of deconfliction, providing  
304.14 advice regarding questions of jurisdiction, and promoting the sharing of data between entities  
304.15 investigating and prosecuting trafficking offenses;
- 304.16 (7) assist in the appropriate distribution of grants;

- 304.17 (8) perform other duties necessary to ensure effective and efficient investigation and  
304.18 prosecution of trafficking-related offenses; and
- 304.19 (9) coordinate with other federal, state, and local agencies to ensure multidisciplinary  
304.20 responses to trafficking and exploitation of youth in Minnesota.
- 304.21 Sec. 21. [299A.85] OFFICE FOR MISSING AND MURDERED INDIGENOUS  
304.22 RELATIVES.
- 304.23 Subdivision 1. Definitions. As used in this section, the following terms have the meanings  
304.24 given.
- 304.25 (a) "Indigenous" means descended from people who were living in North America at  
304.26 the time people from Europe began settling in North America.
- 304.27 (b) "Missing and murdered Indigenous relatives" means missing and murdered Indigenous  
304.28 people.
- 304.29 (c) "Missing and Murdered Indigenous Women Task Force report" means the report  
304.30 titled "Missing and Murdered Indigenous Women Task Force: a Report to the Minnesota  
304.31 Legislature," published by the Wilder Research organization in December 2020.
- 305.1 Subd. 2. Establishment. The commissioner shall establish and maintain an office  
305.2 dedicated to preventing and ending the targeting of Indigenous women, children, and  
305.3 two-spirited people with the Minnesota Office of Justice Programs.
- 305.4 Subd. 3. Executive director; staff. (a) The commissioner must appoint an executive  
305.5 director who is a person closely connected to a Tribe or Indigenous community and who is  
305.6 highly knowledgeable about criminal investigations. The commissioner is encouraged to  
305.7 consider candidates for appointment who are recommended by Tribes and Indigenous  
305.8 communities. The executive director serves in the unclassified service.
- 305.9 (b) The executive director may select, appoint, and compensate out of available funds  
305.10 assistants and employees as necessary to discharge the office's responsibilities. The executive  
305.11 director may appoint an assistant executive director in the unclassified service.
- 305.12 (c) The executive director and full-time staff shall be members of the Minnesota State  
305.13 Retirement Association.
- 305.14 Subd. 4. Duties. The office has the following duties:
- 305.15 (1) advocate in the legislature for legislation that will facilitate the accomplishment of  
305.16 the mandates identified in the Missing and Murdered Indigenous Women Task Force report;
- 305.17 (2) advocate for state agencies to take actions to facilitate the accomplishment of the  
305.18 mandates identified in the Missing and Murdered Indigenous Women Task Force report;

- 305.19 (3) develop recommendations for legislative and agency actions to address injustice in  
305.20 the criminal justice system's response to the cases of missing and murdered Indigenous  
305.21 relatives;
- 305.22 (4) facilitate research to refine the mandates in the Missing and Murdered Indigenous  
305.23 Women Task Force report and to assess the potential efficacy, feasibility, and impact of the  
305.24 recommendations;
- 305.25 (5) develop tools and processes to evaluate the implementation and impact of the efforts  
305.26 of the office;
- 305.27 (6) facilitate technical assistance for local and Tribal law enforcement agencies during  
305.28 active missing and murdered Indigenous relatives cases;
- 305.29 (7) conduct case reviews and report on the results of case reviews for the following types  
305.30 of missing and murdered Indigenous relatives cases: cold cases for missing Indigenous  
305.31 people and death investigation review for cases of Indigenous people ruled as suicide or  
305.32 overdose under suspicious circumstances;
- 306.1 (8) conduct case reviews of the prosecution and sentencing for cases where a perpetrator  
306.2 committed a violent or exploitative crime against an Indigenous person. These case reviews  
306.3 should identify those cases where the perpetrator is a repeat offender;
- 306.4 (9) prepare draft legislation as necessary to allow the office access to the data required  
306.5 for the office to conduct the reviews required in this section and advocate for passage of  
306.6 that legislation;
- 306.7 (10) review sentencing guidelines for missing and murdered Indigenous women-related  
306.8 crimes, recommend changes if needed, and advocate for consistent implementation of the  
306.9 guidelines across Minnesota courts;
- 306.10 (11) develop and maintain communication with relevant divisions in the Department of  
306.11 Public Safety regarding any cases involving missing and murdered Indigenous relatives and  
306.12 on procedures for investigating cases involving missing and murdered Indigenous relatives;  
306.13 and
- 306.14 (12) coordinate, as relevant, with the Bureau of Indian Affairs' Cold Case Office through  
306.15 Operation Lady Justice and other federal efforts, as well as efforts in neighboring states and  
306.16 Canada. This recommendation pertains to state efforts. Tribes are sovereign nations that  
306.17 have the right to determine if and how they will coordinate with these other efforts.
- 306.18 Subd. 5. **Coordination with other organizations.** In fulfilling its duties the office may  
306.19 coordinate, as useful, with stakeholder groups that were represented on the Missing and  
306.20 Murdered Indigenous Women Task Force and state agencies that are responsible for the  
306.21 systems that play a role in investigating, prosecuting, and adjudicating cases involving  
306.22 violence committed against Indigenous women, those who have a role in supporting or  
306.23 advocating for missing or murdered Indigenous women and the people who seek justice for  
306.24 them, and those who represent the interests of Indigenous people. This includes the following

306.25 entities: Minnesota Chiefs of Police Association; Minnesota Sheriffs' Association; Bureau  
306.26 of Criminal Apprehension; Minnesota Police and Peace Officers Association; Tribal law  
306.27 enforcement; Minnesota County Attorneys Association; United States Attorney's Office;  
306.28 juvenile courts; Minnesota Coroners' and Medical Examiners' Association; United States  
306.29 Coast Guard; state agencies, including the Departments of Health, Human Services,  
306.30 Education, Corrections, and Public Safety; the Minnesota Indian Affairs Council; service  
306.31 providers who offer legal services, advocacy, and other services to Indigenous women and  
306.32 girls; the Minnesota Indian Women's Sexual Assault Coalition; Mending the Sacred Hoop;  
306.33 Indian health organizations; Indigenous women and girls who are survivors; the 11 Tribal  
307.1 nations that share geography with Minnesota; and organizations and leadership from urban  
307.2 and statewide American Indian communities.

307.3 Subd. 6. **Reports.** The office must report on measurable outcomes achieved to meet its  
307.4 statutory duties, along with specific objectives and outcome measures proposed for the  
307.5 following year. The office must submit the report by January 15 each year to the chairs and  
307.6 ranking minority members of the legislative committees with primary jurisdiction over  
307.7 public safety.

307.8 Subd. 7. **Grants.** The office may apply for and receive grants from public and private  
307.9 entities for purposes of carrying out the office's duties under this section.

307.10 Subd. 8. **Access to data.** Notwithstanding section 13.384 or 13.85, the executive director  
307.11 has access to corrections and detention data and medical data maintained by an agency and  
307.12 classified as private data on individuals or confidential data on individuals when access to  
307.13 the data is necessary for the office to perform its duties under this section.

307.14 Sec. 22. **[299A.86] MINNESOTA HEALS.**

307.15 (a) The Minnesota Heals Initiative is established in the Department of Public Safety to  
307.16 provide:

307.17 (1) grants to community healing networks;

307.18 (2) resources for families after an officer-involved death; and

307.19 (3) a statewide critical incident stress management service.

307.20 (b) The commissioner of public safety shall establish and maintain a Statewide Critical  
307.21 Incident Stress Management Service Office for first responders. The office shall manage a  
307.22 mental health and wellness program for first responders including but not limited to regular  
307.23 trainings and education videos, self-assessment tools, and professional guidance and  
307.24 coaching. The office shall establish response teams across the state; provide support and  
307.25 technical assistance in establishing mutual aid requests; and develop and implement new  
307.26 trainings, services, online resources, and meetings. The office shall also maintain a referral  
307.27 program.

307.28 (c) The Office of Justice Programs shall administer a grant program to fund community  
307.29 healing networks to sustain trauma-informed responses to promote healing after critical

307.30 events and natural disasters. Grants are for culturally, trauma-informed training and for  
307.31 coordinating a statewide response network of trainers and responders in collaboration with  
307.32 local or Tribal governments, or both governments in impacted areas.

308.1 (d) The Office of Justice Programs shall establish and maintain a fund to reimburse costs  
308.2 related to funeral and burial expenses, cultural healing ceremonies, and mental health and  
308.3 trauma healing services for family members impacted by officer-involved deaths.

308.4 Sec. 23. Minnesota Statutes 2020, section 299C.80, subdivision 3, is amended to read:

308.5 Subd. 3. **Additional duty.** (a) The unit shall investigate all criminal sexual conduct  
308.6 cases;

308.7 (1) involving peace officers, including criminal sexual conduct cases involving chief  
308.8 law enforcement officers; and

308.9 (2) where a member of the Minnesota National Guard is the victim, the accused is a  
308.10 member of the Minnesota National Guard, and the incident occurred in Minnesota.

308.11 (b) The unit shall assist the agency investigating an alleged sexual assault of a member  
308.12 of the Minnesota National Guard by another member of the Minnesota National Guard that  
308.13 occurred in a jurisdiction outside of the state, if the investigating agency requests assistance  
308.14 from the unit.

308.15 (c) The unit may also investigate conflict of interest cases involving peace officers.

308.16 Sec. 24. Minnesota Statutes 2020, section 340A.504, subdivision 7, is amended to read:

308.17 Subd. 7. **Sales after 1:00 a.m.; permit fee.** (a) No licensee may sell intoxicating liquor  
308.18 or 3.2 percent malt liquor on-sale between the hours of 1:00 a.m. and 2:00 a.m. unless the  
308.19 licensee has obtained a permit from the commissioner. Application for the permit must be  
308.20 on a form the commissioner prescribes. Permits are effective for one year from date of  
308.21 issuance. For retailers of intoxicating liquor, the fee for the permit is based on the licensee's  
308.22 gross receipts from on-sales of alcoholic beverages in the 12 months prior to the month in  
308.23 which the permit is issued, and is at the following rates:

308.24 (1) up to \$100,000 in gross receipts, \$300;

308.25 (2) over \$100,000 but not over \$500,000 in gross receipts, \$750; and

308.26 (3) over \$500,000 in gross receipts, \$1,000.

308.27 For a licensed retailer of intoxicating liquor who did not sell intoxicating liquor at on-sale  
308.28 for a full 12 months prior to the month in which the permit is issued, the fee is \$200. For a  
308.29 retailer of 3.2 percent malt liquor, the fee is \$200.

308.30 (b) The commissioner shall deposit all permit fees received under this subdivision in  
308.31 the alcohol enforcement account in the ~~special revenue~~ general fund.

31.29 Sec. 5. Minnesota Statutes 2020, section 299C.80, subdivision 3, is amended to read:

31.30 Subd. 3. **Additional duty.** (a) The unit shall investigate all criminal sexual conduct  
31.31 cases;

32.1 (1) involving peace officers, including criminal sexual conduct cases involving chief  
32.2 law enforcement officers; and

32.3 (2) where a member of the Minnesota National Guard is the victim, the accused is a  
32.4 member of the Minnesota National Guard, and the incident occurred in Minnesota.

32.5 (b) The unit shall assist the agency investigating an alleged sexual assault of a member  
32.6 of the Minnesota National Guard by another member of the Minnesota National Guard that  
32.7 occurred in a jurisdiction outside of the state, if the investigating agency requests assistance  
32.8 from the unit.

32.9 (c) The unit may also investigate conflict of interest cases involving peace officers.

18.10 Sec. 2. Minnesota Statutes 2020, section 340A.504, subdivision 7, is amended to read:

18.11 Subd. 7. **Sales after 1:00 a.m.; permit fee.** (a) No licensee may sell intoxicating liquor  
18.12 or 3.2 percent malt liquor on-sale between the hours of 1:00 a.m. and 2:00 a.m. unless the  
18.13 licensee has obtained a permit from the commissioner. Application for the permit must be  
18.14 on a form the commissioner prescribes. Permits are effective for one year from date of  
18.15 issuance. For retailers of intoxicating liquor, the fee for the permit is based on the licensee's  
18.16 gross receipts from on-sales of alcoholic beverages in the 12 months prior to the month in  
18.17 which the permit is issued, and is at the following rates:

18.18 (1) up to \$100,000 in gross receipts, \$300;

18.19 (2) over \$100,000 but not over \$500,000 in gross receipts, \$750; and

18.20 (3) over \$500,000 in gross receipts, \$1,000.

18.21 For a licensed retailer of intoxicating liquor who did not sell intoxicating liquor at on-sale  
18.22 for a full 12 months prior to the month in which the permit is issued, the fee is \$200. For a  
18.23 retailer of 3.2 percent malt liquor, the fee is \$200.

18.24 (b) The commissioner shall deposit all permit fees received under this subdivision in  
18.25 the alcohol enforcement account in the ~~special revenue~~ general fund.

309.1 (c) Notwithstanding any law to the contrary, the commissioner of revenue may furnish  
309.2 to the commissioner the information necessary to administer and enforce this subdivision.

309.3 Sec. 25. Minnesota Statutes 2020, section 403.11, subdivision 1, is amended to read:

309.4 Subdivision 1. **Emergency telecommunications service fee; account.** (a) Each customer  
309.5 of a wireless or wire-line switched or packet-based telecommunications service provider  
309.6 connected to the public switched telephone network that furnishes service capable of  
309.7 originating a 911 emergency telephone call is assessed a fee based upon the number of  
309.8 wired or wireless telephone lines, or their equivalent, to cover the costs of ongoing  
309.9 maintenance and related improvements for trunking and central office switching equipment  
309.10 for 911 emergency telecommunications service, to offset administrative and staffing costs  
309.11 of the commissioner related to managing the 911 emergency telecommunications service  
309.12 program, to make distributions provided for in section 403.113, and to offset the costs,  
309.13 including administrative and staffing costs, incurred by the State Patrol Division of the  
309.14 Department of Public Safety in handling 911 emergency calls made from wireless phones.

309.15 (b) Money remaining in the 911 emergency telecommunications service account after  
309.16 all other obligations are paid must not cancel and is carried forward to subsequent years  
309.17 and may be appropriated from time to time to the commissioner to provide financial  
309.18 assistance to counties for the improvement of local emergency telecommunications services.

309.19 (c) The fee may not be ~~less than eight cents nor more than 65 cents a month until June~~  
309.20 ~~30, 2008, not less than eight cents nor more than 75 cents a month until June 30, 2009, not~~  
309.21 ~~less than eight cents nor more than 85 cents a month until June 30, 2010, and not less than~~  
309.22 ~~eight cents nor more than 95 cents a month on or after July 1, 2010, for each customer access~~  
309.23 line or other basic access service, including trunk equivalents as designated by the Public  
309.24 Utilities Commission for access charge purposes and including wireless telecommunications  
309.25 services. With the approval of the commissioner of management and budget, the  
309.26 commissioner of public safety shall establish the amount of the fee within the limits specified  
309.27 and inform the companies and carriers of the amount to be collected. When the revenue  
309.28 bonds authorized under section 403.27, subdivision 1, have been fully paid or defeased, the  
309.29 commissioner shall reduce the fee to reflect that debt service on the bonds is no longer  
309.30 needed. The commissioner shall provide companies and carriers a minimum of 45 days'  
309.31 notice of each fee change. The fee must be the same for all customers, except that the fee  
309.32 imposed under this subdivision does not apply to prepaid wireless telecommunications  
309.33 service, which is instead subject to the fee imposed under section 403.161, subdivision 1,  
309.34 paragraph (a).

310.1 (d) The fee must be collected by each wireless or wire-line telecommunications service  
310.2 provider subject to the fee. Fees are payable to and must be submitted to the commissioner  
310.3 monthly before the 25th of each month following the month of collection, except that fees  
310.4 may be submitted quarterly if less than \$250 a month is due, or annually if less than \$25 a  
310.5 month is due. Receipts must be deposited in the state treasury and credited to a 911  
310.6 emergency telecommunications service account in the special revenue fund. The money in  
310.7 the account may only be used for 911 telecommunications services.

18.26 (c) Notwithstanding any law to the contrary, the commissioner of revenue may furnish  
18.27 to the commissioner the information necessary to administer and enforce this subdivision.

20.9 Sec. 5. Minnesota Statutes 2020, section 403.11, subdivision 1, is amended to read:

20.10 Subdivision 1. **Emergency telecommunications service fee; account.** (a) Each customer  
20.11 of a wireless or wire-line switched or packet-based telecommunications service provider  
20.12 connected to the public switched telephone network that furnishes service capable of  
20.13 originating a 911 emergency telephone call is assessed a fee based upon the number of  
20.14 wired or wireless telephone lines, or their equivalent, to cover the costs of ongoing  
20.15 maintenance and related improvements for trunking and central office switching equipment  
20.16 for 911 emergency telecommunications service, to offset administrative and staffing costs  
20.17 of the commissioner related to managing the 911 emergency telecommunications service  
20.18 program, to make distributions provided for in section 403.113, and to offset the costs,  
20.19 including administrative and staffing costs, incurred by the State Patrol Division of the  
20.20 Department of Public Safety in handling 911 emergency calls made from wireless phones.

20.21 (b) Money remaining in the 911 emergency telecommunications service account after  
20.22 all other obligations are paid must not cancel and is carried forward to subsequent years  
20.23 and may be appropriated from time to time to the commissioner to provide financial  
20.24 assistance to counties for the improvement of local emergency telecommunications services.

20.25 (c) The fee may not be ~~less than eight cents nor more than 65 cents a month until June~~  
20.26 ~~30, 2008, not less than eight cents nor more than 75 cents a month until June 30, 2009, not~~  
20.27 ~~less than eight cents nor more than 85 cents a month until June 30, 2010, and not less than~~  
20.28 ~~eight cents nor more than 95 cents a month on or after July 1, 2010, for each customer access~~  
20.29 line or other basic access service, including trunk equivalents as designated by the Public  
20.30 Utilities Commission for access charge purposes and including wireless telecommunications  
20.31 services. With the approval of the commissioner of management and budget, the  
20.32 commissioner of public safety shall establish the amount of the fee within the limits specified  
20.33 and inform the companies and carriers of the amount to be collected. When the revenue  
21.1 bonds authorized under section 403.27, subdivision 1, have been fully paid or defeased, the  
21.2 commissioner shall reduce the fee to reflect that debt service on the bonds is no longer  
21.3 needed. The commissioner shall provide companies and carriers a minimum of 45 days'  
21.4 notice of each fee change. The fee must be the same for all customers, except that the fee  
21.5 imposed under this subdivision does not apply to prepaid wireless telecommunications  
21.6 service, which is instead subject to the fee imposed under section 403.161, subdivision 1,  
21.7 paragraph (a).

21.8 (d) The fee must be collected by each wireless or wire-line telecommunications service  
21.9 provider subject to the fee. Fees are payable to and must be submitted to the commissioner  
21.10 monthly before the 25th of each month following the month of collection, except that fees  
21.11 may be submitted quarterly if less than \$250 a month is due, or annually if less than \$25 a  
21.12 month is due. Receipts must be deposited in the state treasury and credited to a 911  
21.13 emergency telecommunications service account in the special revenue fund. The money in  
21.14 the account may only be used for 911 telecommunications services.

310.8 (e) Competitive local exchanges carriers holding certificates of authority from the Public  
310.9 Utilities Commission are eligible to receive payment for recurring 911 services.

310.10 Sec. 26. **[604A.06] AID TO SEXUAL ASSAULT VICTIMS.**

310.11 Subdivision 1. **Person seeking assistance; immunity from prosecution.** (a) A person  
310.12 acting in good faith who contacts a 911 operator or first responder to report that a sexual  
310.13 assault victim is in need of assistance may not be charged or prosecuted for:

310.14 (1) the possession, sharing, or use of a controlled substance under section 152.025, or  
310.15 possession of drug paraphernalia; and

310.16 (2) if the person is under the age of 21 years, the possession, purchase, or consumption  
310.17 of alcoholic beverages under section 340A.503.

310.18 (b) A person qualifies for the immunities provided in this subdivision only if:

310.19 (1) the evidence for the charge or prosecution was obtained as a result of the person's  
310.20 seeking assistance for a sexual assault victim; and

310.21 (2) the person seeks assistance for a sexual assault victim who is in need of assistance  
310.22 for an immediate health or safety concern, provided that the person who seeks the assistance  
310.23 is the first person to seek the assistance, provides a name and contact information, and  
310.24 remains on the scene until assistance arrives or is provided.

310.25 (c) This subdivision applies to one or two persons acting in concert with the person  
310.26 initiating contact provided all the requirements of paragraphs (a) and (b) are met.

310.27 Subd. 2. **Person experiencing sexual assault; immunity from prosecution.** (a) A  
310.28 sexual assault victim who is in need of assistance may not be charged or prosecuted for:

310.29 (1) the possession, sharing, or use of a controlled substance under section 152.025, or  
310.30 possession of drug paraphernalia; and

310.31 (2) if the victim is under the age of 21 years, the possession, purchase, or consumption  
310.32 of alcoholic beverages under section 340A.503.

311.1 (b) A victim qualifies for the immunities provided in this subdivision only if the evidence  
311.2 for the charge or prosecution was obtained as a result of the request for assistance related  
311.3 to the sexual assault.

311.4 Subd. 3. **Persons on probation or release.** A person's pretrial release, probation,  
311.5 furlough, supervised release, or parole shall not be revoked based on an incident for which  
311.6 the person would be immune from prosecution under subdivision 1 or 2.

311.7 Subd. 4. **Effect on other criminal prosecutions.** (a) The act of providing assistance to  
311.8 a sexual assault victim may be used as a mitigating factor in a criminal prosecution for  
311.9 which immunity is not provided.

21.15 (e) Competitive local exchanges carriers holding certificates of authority from the Public  
21.16 Utilities Commission are eligible to receive payment for recurring 911 services.

311.10 (b) Nothing in this section shall:

311.11 (1) be construed to bar the admissibility of any evidence obtained in connection with  
311.12 the investigation and prosecution of other crimes or violations committed by a person who  
311.13 otherwise qualifies for limited immunity under this section;

311.14 (2) preclude prosecution of a person on the basis of evidence obtained from an  
311.15 independent source;

311.16 (3) be construed to limit, modify, or remove any immunity from liability currently  
311.17 available to public entities, public employees by law, or prosecutors; or

311.18 (4) prevent probation officers from conducting drug or alcohol testing of persons on  
311.19 pretrial release, probation, furlough, supervised release, or parole.

311.20 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to actions  
311.21 arising from incidents occurring on or after that date.

311.22 Sec. 27. Minnesota Statutes 2020, section 609.3459, is amended to read:

311.23 **609.3459 LAW ENFORCEMENT; REPORTS OF SEXUAL ASSAULTS.**

311.24 (a) A victim of any violation of sections 609.342 to 609.3453 may initiate a law  
311.25 enforcement investigation by contacting any law enforcement agency, regardless of where  
311.26 the crime may have occurred. The agency must prepare a summary of the allegation and  
311.27 provide the person with a copy of it. The agency must begin an investigation of the facts,  
311.28 or, if the suspected crime was committed in a different jurisdiction, refer the matter along  
311.29 with the summary to the law enforcement agency where the suspected crime was committed  
311.30 for an investigation of the facts. If the agency learns that both the victim and the accused  
311.31 are members of the Minnesota National Guard, the agency receiving the report must refer  
312.1 the matter along with the summary to the Bureau of Criminal Apprehension for investigation  
312.2 pursuant to section 299C.80.

312.3 (b) If a law enforcement agency refers the matter to the law enforcement agency where  
312.4 the crime was committed, it need not include the allegation as a crime committed in its  
312.5 jurisdiction for purposes of information that the agency is required to provide to the  
312.6 commissioner of public safety pursuant to section 299C.06, but must confirm that the other  
312.7 law enforcement agency has received the referral.

312.8 Sec. 28. Minnesota Statutes 2020, section 626.843, subdivision 1, is amended to read:

312.9 Subdivision 1. **Rules required.** (a) The board shall adopt rules with respect to:

312.10 (1) the certification of postsecondary schools to provide programs of professional peace  
312.11 officer education;

312.12 (2) minimum courses of study and equipment and facilities to be required at each certified  
312.13 school within the state;

41.15 Sec. 14. Minnesota Statutes 2020, section 609.3459, is amended to read:

41.16 **609.3459 LAW ENFORCEMENT; REPORTS OF SEXUAL ASSAULTS.**

41.17 (a) A victim of any violation of sections 609.342 to 609.3453 may initiate a law  
41.18 enforcement investigation by contacting any law enforcement agency, regardless of where  
41.19 the crime may have occurred. The agency must prepare a summary of the allegation and  
41.20 provide the person with a copy of it. The agency must begin an investigation of the facts,  
41.21 or, if the suspected crime was committed in a different jurisdiction, refer the matter along  
41.22 with the summary to the law enforcement agency where the suspected crime was committed  
41.23 for an investigation of the facts. If the agency learns that both the victim and the accused  
41.24 are members of the Minnesota National Guard, the agency receiving the report must refer  
41.25 the matter along with the summary to the Bureau of Criminal Apprehension for investigation  
41.26 pursuant to section 299C.80.

41.27 (b) If a law enforcement agency refers the matter to the law enforcement agency where  
41.28 the crime was committed, it need not include the allegation as a crime committed in its  
41.29 jurisdiction for purposes of information that the agency is required to provide to the  
41.30 commissioner of public safety pursuant to section 299C.06, but must confirm that the other  
41.31 law enforcement agency has received the referral.

312.14 (3) minimum qualifications for coordinators and instructors at certified schools offering  
312.15 a program of professional peace officer education located within this state;

312.16 (4) minimum standards of physical, mental, and educational fitness which shall govern  
312.17 the admission to professional peace officer education programs and the licensing of peace  
312.18 officers within the state, by any state, county, municipality, or joint or contractual  
312.19 combination thereof, including members of the Minnesota State Patrol;

312.20 (5) board-approved continuing education courses that ensure professional competence  
312.21 of peace officers and part-time peace officers;

312.22 (6) minimum standards of conduct which would affect the individual's performance of  
312.23 duties as a peace officer. These standards shall be established and published. The board  
312.24 shall review the minimum standards of conduct described in this clause for possible  
312.25 modification in 1998 and every three years after that time;

312.26 (7) a set of educational learning objectives that must be met within a certified school's  
312.27 professional peace officer education program. These learning objectives must concentrate  
312.28 on the knowledge, skills, and abilities deemed essential for a peace officer. Education in  
312.29 these learning objectives shall be deemed satisfactory for the completion of the minimum  
312.30 basic training requirement;

312.31 (8) the establishment and use by any political subdivision or state law enforcement  
312.32 agency that employs persons licensed by the board of procedures for investigation and  
313.1 resolution of allegations of misconduct by persons licensed by the board. The procedures  
313.2 shall be in writing and shall be established on or before October 1, 1984;

313.3 (9) the issues that must be considered by each political subdivision and state law  
313.4 enforcement agency that employs persons licensed by the board in establishing procedures  
313.5 under section 626.5532 to govern the conduct of peace officers who are in pursuit of a  
313.6 vehicle being operated in violation of section 609.487, and requirements for the training of  
313.7 peace officers in conducting pursuits. The adoption of specific procedures and requirements  
313.8 is within the authority of the political subdivision or agency;

313.9 (10) supervision of part-time peace officers and requirements for documentation of hours  
313.10 worked by a part-time peace officer who is on active duty. These rules shall be adopted by  
313.11 December 31, 1993;

313.12 (11) citizenship requirements for peace officers and part-time peace officers;

313.13 (12) driver's license requirements for peace officers and part-time peace officers; and

313.14 (13) such other matters as may be necessary consistent with sections 626.84 to 626.863.  
313.15 Rules promulgated by the attorney general with respect to these matters may be continued  
313.16 in force by resolution of the board if the board finds the rules to be consistent with sections  
313.17 626.84 to 626.863.

313.18 (b) In adopting and enforcing the rules described under paragraph (a), the board shall  
313.19 prioritize the goal of promoting public safety. Promoting public safety includes the promotion  
313.20 of human rights. "Public safety" means reducing or preventing crime while maintaining the  
313.21 basic rights, freedoms, and privileges that belong to every person including the right to  
313.22 dignity, fairness, equality, respect, and freedom from discrimination, and is achieved by  
313.23 engaging in practices that include promoting community cohesion, employing meaningful  
313.24 problem-solving strategies, and utilizing the least restrictive sanctions or interventions  
313.25 necessary to reduce or repair harm, ensure victim safety, and ensure accountability for  
313.26 offending.

313.27 Sec. 29. Minnesota Statutes 2020, section 628.26, is amended to read:

313.28 **628.26 LIMITATIONS.**

313.29 (a) Indictments or complaints for any crime resulting in the death of the victim may be  
313.30 found or made at any time after the death of the person killed.

313.31 (b) Indictments or complaints for a violation of section 609.25 may be found or made  
313.32 at any time after the commission of the offense.

314.1 (c) Indictments or complaints for violation of section 609.282 may be found or made at  
314.2 any time after the commission of the offense if the victim was under the age of 18 at the  
314.3 time of the offense.

314.4 (d) Indictments or complaints for violation of section 609.282 where the victim was 18  
314.5 years of age or older at the time of the offense, or 609.42, subdivision 1, clause (1) or (2),  
314.6 shall be found or made and filed in the proper court within six years after the commission  
314.7 of the offense.

314.8 (e) Indictments or complaints for violation of sections 609.322 and 609.342 to 609.345;  
314.9 ~~if the victim was under the age of 18 years at the time the offense was committed, shall may~~  
314.10 ~~be found or made and filed in the proper court within the later of nine years after the~~  
314.11 ~~commission of the offense or three years after the offense was reported to law enforcement~~  
314.12 ~~authorities at any time after the commission of the offense.~~

314.13 ~~(f) Notwithstanding the limitations in paragraph (e), indictments or complaints for~~  
314.14 ~~violation of sections 609.322 and 609.342 to 609.344 may be found or made and filed in~~  
314.15 ~~the proper court at any time after commission of the offense, if physical evidence is collected~~  
314.16 ~~and preserved that is capable of being tested for its DNA characteristics. If this evidence is~~  
314.17 ~~not collected and preserved and the victim was 18 years old or older at the time of the~~  
314.18 ~~offense, the prosecution must be commenced within nine years after the commission of the~~  
314.19 ~~offense.~~

314.20 ~~(g)~~ (f) Indictments or complaints for violation of sections 609.466 and 609.52, subdivision  
314.21 2, paragraph (a), clause (3), item (iii), shall be found or made and filed in the proper court  
314.22 within six years after the commission of the offense.

76.27 Sec. 22. Minnesota Statutes 2020, section 628.26, is amended to read:

76.28 **628.26 LIMITATIONS.**

76.29 (a) Indictments or complaints for any crime resulting in the death of the victim may be  
76.30 found or made at any time after the death of the person killed.

77.1 (b) Indictments or complaints for a violation of section 609.25 may be found or made  
77.2 at any time after the commission of the offense.

77.3 (c) Indictments or complaints for violation of section 609.282 may be found or made at  
77.4 any time after the commission of the offense if the victim was under the age of 18 at the  
77.5 time of the offense.

77.6 (d) Indictments or complaints for violation of section 609.282 where the victim was 18  
77.7 years of age or older at the time of the offense, or 609.42, subdivision 1, clause (1) or (2),  
77.8 shall be found or made and filed in the proper court within six years after the commission  
77.9 of the offense.

77.10 (e) Indictments or complaints for violation of sections 609.322 and 609.342 to 609.345;  
77.11 ~~if the victim was under the age of 18 years at the time the offense was committed, shall may~~  
77.12 ~~be found or made and filed in the proper court within the later of nine years after the~~  
77.13 ~~commission of the offense or three years after the offense was reported to law enforcement~~  
77.14 ~~authorities at any time after the commission of the offense.~~

77.15 ~~(f) Notwithstanding the limitations in paragraph (e), indictments or complaints for~~  
77.16 ~~violation of sections 609.322 and 609.342 to 609.344 may be found or made and filed in~~  
77.17 ~~the proper court at any time after commission of the offense, if physical evidence is collected~~  
77.18 ~~and preserved that is capable of being tested for its DNA characteristics. If this evidence is~~  
77.19 ~~not collected and preserved and the victim was 18 years old or older at the time of the~~  
77.20 ~~offense, the prosecution must be commenced within nine years after the commission of the~~  
77.21 ~~offense.~~

77.22 ~~(g)~~ (f) Indictments or complaints for violation of sections 609.466 and 609.52, subdivision  
77.23 2, paragraph (a), clause (3), item (iii), shall be found or made and filed in the proper court  
77.24 within six years after the commission of the offense.

314.23 ~~(h)~~ (g) Indictments or complaints for violation of section 609.2335, 609.52, subdivision  
314.24 2, paragraph (a), clause (3), items (i) and (ii), (4), (15), or (16), 609.631, or 609.821, where  
314.25 the value of the property or services stolen is more than \$35,000, or for violation of section  
314.26 609.527 where the offense involves eight or more direct victims or the total combined loss  
314.27 to the direct and indirect victims is more than \$35,000, shall be found or made and filed in  
314.28 the proper court within five years after the commission of the offense.

314.29 ~~(h)~~ (h) Except for violations relating to false material statements, representations or  
314.30 omissions, indictments or complaints for violations of section 609.671 shall be found or  
314.31 made and filed in the proper court within five years after the commission of the offense.

314.32 ~~(i)~~ (i) Indictments or complaints for violation of sections 609.561 to 609.563, shall be  
314.33 found or made and filed in the proper court within five years after the commission of the  
314.34 offense.

315.1 ~~(j)~~ (j) In all other cases, indictments or complaints shall be found or made and filed in  
315.2 the proper court within three years after the commission of the offense.

315.3 ~~(k)~~ (k) The limitations periods contained in this section shall exclude any period of time  
315.4 during which the defendant was not an inhabitant of or usually resident within this state.

315.5 ~~(l)~~ (l) The limitations periods contained in this section for an offense shall not include  
315.6 any period during which the alleged offender participated under a written agreement in a  
315.7 pretrial diversion program relating to that offense.

315.8 ~~(m)~~ (m) The limitations periods contained in this section shall not include any period of  
315.9 time during which physical evidence relating to the offense was undergoing DNA analysis,  
315.10 as defined in section 299C.155, unless the defendant demonstrates that the prosecuting or  
315.11 law enforcement agency purposefully delayed the DNA analysis process in order to gain  
315.12 an unfair advantage.

315.13 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to violations  
315.14 committed on or after that date and to crimes committed before that date if the limitations  
315.15 period for the crime did not expire before August 1, 2021.

315.16 Sec. 30. Laws 2016, chapter 189, article 4, section 7, is amended to read:

315.17 Sec. 7. **PUBLIC SAFETY** \$ -0- \$ 6,100,000

315.18 Appropriations by Fund

315.19 General -0- 1,600,000

315.20 Trunk Highway -0- 4,500,000

77.25 ~~(h)~~ (g) Indictments or complaints for violation of section 609.2335, 609.52, subdivision  
77.26 2, paragraph (a), clause (3), items (i) and (ii), (4), (15), or (16), 609.631, or 609.821, where  
77.27 the value of the property or services stolen is more than \$35,000, or for violation of section  
77.28 609.527 where the offense involves eight or more direct victims or the total combined loss  
77.29 to the direct and indirect victims is more than \$35,000, shall be found or made and filed in  
77.30 the proper court within five years after the commission of the offense.

77.31 ~~(h)~~ (h) Except for violations relating to false material statements, representations or  
77.32 omissions, indictments or complaints for violations of section 609.671 shall be found or  
77.33 made and filed in the proper court within five years after the commission of the offense.

78.1 ~~(i)~~ (i) Indictments or complaints for violation of sections 609.561 to 609.563, shall be  
78.2 found or made and filed in the proper court within five years after the commission of the  
78.3 offense.

78.4 ~~(j)~~ (j) In all other cases, indictments or complaints shall be found or made and filed in  
78.5 the proper court within three years after the commission of the offense.

78.6 ~~(k)~~ (k) The limitations periods contained in this section shall exclude any period of time  
78.7 during which the defendant was not an inhabitant of or usually resident within this state.

78.8 ~~(l)~~ (l) The limitations periods contained in this section for an offense shall not include  
78.9 any period during which the alleged offender participated under a written agreement in a  
78.10 pretrial diversion program relating to that offense.

78.11 ~~(m)~~ (m) The limitations periods contained in this section shall not include any period of  
78.12 time during which physical evidence relating to the offense was undergoing DNA analysis,  
78.13 as defined in section 299C.155, unless the defendant demonstrates that the prosecuting or  
78.14 law enforcement agency purposefully delayed the DNA analysis process in order to gain  
78.15 an unfair advantage.

78.16 **EFFECTIVE DATE.** This section is effective August 1, 2021, and applies to violations  
78.17 committed on or after that date.

315.21 The amounts that may be spent for each  
315.22 purpose are specified in the following  
315.23 paragraphs.

315.24 (a) **DNA Laboratory**

315.25 \$630,000 is for the Bureau of Criminal  
315.26 Apprehension DNA laboratory, including the  
315.27 addition of six forensic scientists. The base  
315.28 for this activity is \$1,000,000 in each of the  
315.29 fiscal years 2018 and 2019 for eight forensic  
315.30 scientists.

315.31 (b) **Children In Need of Services or in**  
315.32 **Out-Of-Home Placement**

316.1 \$150,000 is for a grant to an organization that  
316.2 provides legal representation to children in  
316.3 need of protection or services and children in  
316.4 out-of-home placement. The grant is  
316.5 contingent upon a match in an equal amount  
316.6 from nonstate funds. The match may be in  
316.7 kind, including the value of volunteer attorney  
316.8 time, or in cash, or in a combination of the  
316.9 two.

316.10 (c) **Sex Trafficking**

316.11 \$820,000 is for grants to state and local units  
316.12 of government for the following purposes:

316.13 (1) to support new or existing  
316.14 multijurisdictional entities to investigate sex  
316.15 trafficking crimes; and

316.16 (2) to provide technical assistance for sex  
316.17 trafficking crimes, including ~~training and~~ case  
316.18 consultation, to law enforcement agencies  
316.19 statewide.

316.20 (d) **State Patrol**

316.21 \$4,500,000 is from the trunk highway fund to  
316.22 recruit, hire, train, and equip a State Patrol  
316.23 Academy. This amount is added to the  
316.24 appropriation in Laws 2015, chapter 75, article  
316.25 1, section 5, subdivision 3. The base  
316.26 appropriation from the trunk highway fund

316.27 for patrolling highways in each of fiscal years  
316.28 2018 and 2019 is \$87,492,000, which includes  
316.29 \$4,500,000 each year for a State Patrol  
316.30 Academy.

316.31 Sec. 31. Laws 2017, chapter 95, article 1, section 11, subdivision 7, is amended to read:

316.32	Subd. 7. <b>Office of Justice Programs</b>	39,580,000	40,036,000
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317.1	Appropriations by Fund		
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317.2	General	39,484,000	39,940,000
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317.3	State Government		
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317.4	Special Revenue	96,000	96,000
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317.5 (a) **OJP Administration Costs**

317.6 Up to 2.5 percent of the grant funds  
317.7 appropriated in this subdivision may be used  
317.8 by the commissioner to administer the grant  
317.9 program.

317.10 (b) **Combating Terrorism Recruitment**

317.11 \$250,000 each year is for grants to local law  
317.12 enforcement agencies to develop strategies  
317.13 and make efforts to combat the recruitment of  
317.14 Minnesota residents by terrorist organizations  
317.15 such as ISIS and al-Shabaab. This is a onetime  
317.16 appropriation.

317.17 (c) **Sex Trafficking Prevention Grants**

317.18 \$180,000 each year is for grants to state and  
317.19 local units of government for the following  
317.20 purposes:

317.21 (1) to support new or existing  
317.22 multijurisdictional entities to investigate sex  
317.23 trafficking crimes; and

317.24 (2) to provide technical assistance, including  
317.25 ~~training and~~ case consultation, to law  
317.26 enforcement agencies statewide.

317.27 (d) Pathway to Policing Reimbursement Grants

317.28 \$400,000 the second year is for reimbursement  
317.29 grants to local units of government that operate  
317.30 pathway to policing programs intended to  
317.31 bring persons with nontraditional backgrounds  
317.32 into law enforcement. Applicants for  
317.33 reimbursement grants may receive up to 50  
318.1 percent of the cost of compensating and  
318.2 training pathway to policing participants.  
318.3 Reimbursement grants shall be proportionally  
318.4 allocated based on the number of grant  
318.5 applications approved by the commissioner.

318.6 Sec. 32. Laws 2020, Second Special Session chapter 1, section 9, the effective date, is  
318.7 amended to read:

318.8 **EFFECTIVE DATE.** This section is effective ~~March 1~~ September 1, 2021.

318.9 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
318.10 applies retroactively from March 1, 2021.

318.11 Sec. 33. Laws 2020, Second Special Session chapter 1, section 10, the effective date, is  
318.12 amended to read:

318.13 **EFFECTIVE DATE.** This section is effective ~~March 1~~ September 1, 2021.

318.14 **EFFECTIVE DATE.** This section is effective the day following final enactment and  
318.15 applies retroactively from March 1, 2021.

318.16 Sec. 34. Laws 2020, Seventh Special Session chapter 2, article 2, section 4, is amended  
318.17 to read:

318.18 Sec. 4. **TRANSFER; ALCOHOL ENFORCEMENT ACCOUNT.**

318.19 ~~(a)~~ By July 15, 2021, the commissioner of public safety must certify to the commissioner  
318.20 of management and budget the amount of permit fees waived under section 3, clause (2),  
318.21 during the period from January 1, 2021, to June 30, 2021, and the commissioner of  
318.22 management and budget must transfer the certified amount from the general fund to the  
318.23 alcohol enforcement account in the special revenue fund established under Minnesota  
318.24 Statutes, section 299A.706.

318.25 ~~(b) By January 15, 2022, the commissioner of public safety must certify to the~~  
318.26 ~~commissioner of management and budget the amount of permit fees waived under section~~  
318.27 ~~3, clause (2), during the period from July 1, 2021, to December 31, 2021, and the~~  
318.28 ~~commissioner of management and budget must transfer the certified amount from the general~~

7.6 Sec. 3. Laws 2020, Second Special Session chapter 1, section 9, the effective date, is  
7.7 amended to read:

7.8 **EFFECTIVE DATE.** This section is effective ~~March~~ September 1, 2021.

7.9 **EFFECTIVE DATE.** This section is effective retroactively from March 1, 2021.

7.10 Sec. 4. Laws 2020, Second Special Session chapter 1, section 10, the effective date, is  
7.11 amended to read:

7.12 **EFFECTIVE DATE.** This section is effective ~~March~~ September 1, 2021.

7.13 **EFFECTIVE DATE.** This section is effective retroactively from March 1, 2021.

25.1 Sec. 13. Laws 2020, Seventh Special Session chapter 2, article 2, section 4, is amended  
25.2 to read:

25.3 Sec. 4. **TRANSFER; ALCOHOL ENFORCEMENT ACCOUNT.**

25.4 ~~(a)~~ By July 15, 2021, the commissioner of public safety must certify to the commissioner  
25.5 of management and budget the amount of permit fees waived under section 3, clause (2),  
25.6 during the period from January 1, 2021, to June 30, 2021, and the commissioner of  
25.7 management and budget must transfer the certified amount from the general fund to the  
25.8 alcohol enforcement account in the special revenue fund established under Minnesota  
25.9 Statutes, section 299A.706.

25.10 ~~(b) By January 15, 2022, the commissioner of public safety must certify to the~~  
25.11 ~~commissioner of management and budget the amount of permit fees waived under section~~  
25.12 ~~3, clause (2), during the period from July 1, 2021, to December 31, 2021, and the~~  
25.13 ~~commissioner of management and budget must transfer the certified amount from the general~~

318.29 ~~fund to the alcohol enforcement account in the special revenue fund established under~~  
318.30 ~~Minnesota Statutes, section 299A.706.~~

319.1 **EFFECTIVE DATE.** This section is effective the day following final enactment.

319.2 Sec. 35. **SURVIVOR SUPPORT AND PREVENTION GRANTS.**

319.3 Subdivision 1. **Meeting victim needs; grants.** The Office of Justice Programs shall  
319.4 award grants to organizations serving victims of crime to (1) provide direct financial  
319.5 assistance to victims in order to support their immediate financial needs and mitigate the  
319.6 impacts of crime, and (2) stop the cycles of violence by meeting emerging or unmet needs  
319.7 impacting victims of crime.

319.8 Subd. 2. **Eligibility and awards.** (a) For grants to organizations to provide direct financial  
319.9 assistance, the director shall establish the eligibility requirements and mechanisms for  
319.10 distribution of funds in consultation with Violence Free Minnesota, the Minnesota Coalition  
319.11 Against Sexual Assault, Minnesota Alliance on Crime, the Minnesota Indian Women Sexual  
319.12 Assault Coalition, and Sacred Hoop Coalition. Eligibility requirements shall prioritize victim  
319.13 survivors based on economic need; whether the victim survivor is a member of an  
319.14 underserved population; whether the person was a victim of sexual assault, domestic violence,  
319.15 child abuse, or other violent crime; and whether the victim was a juvenile.

319.16 (b) For grants to stop the cycles of violence by meeting emerging or unmet needs  
319.17 impacting victims of crime, the director shall award grants to individuals or organizations  
319.18 who provide direct support to victims, including but not limited to providing support for  
319.19 immediate and emerging needs for victims of crime or for domestic abuse transformative  
319.20 justice programs. The director shall prioritize applicants seeking to establish, maintain, or  
319.21 expand services to underserved populations.

319.22 (c) Of the amount appropriated for survivor support and prevention grants, at least 30  
319.23 percent must be awarded to organizations to provide direct financial assistance pursuant to  
319.24 paragraph (a) and at least 30 percent must be awarded to individuals or organizations  
319.25 providing support to victims pursuant to paragraph (b).

319.26 Subd. 3. **Report.** (a) By January 15 of each odd-numbered year the director shall submit  
319.27 a report to the legislative committees with jurisdiction over public safety on the survivor  
319.28 support and prevention grants. At a minimum, the report shall include the following:

319.29 (1) the number of grants awarded to organizations to provide direct financial assistance  
319.30 to victims and the total amount awarded to each organization;

319.31 (2) the average amount of direct financial assistance provided to individual victims by  
319.32 each organization;

320.1 (3) summary demographic information of recipients of direct financial assistance,  
320.2 including the age, sex, and race of the recipients;

25.14 ~~fund to the alcohol enforcement account in the special revenue fund established under~~  
25.15 ~~Minnesota Statutes, section 299A.706.~~

25.16 **EFFECTIVE DATE.** This section is effective the day following final enactment.

- 320.3 (4) summary information identifying the crimes committed against the recipients of  
320.4 direct financial assistance;
- 320.5 (5) summary information identifying the counties in which recipients of direct financial  
320.6 assistance resided at the time they received the assistance;
- 320.7 (6) the total number of grants issued to individuals or organizations providing support  
320.8 for crime victims;
- 320.9 (7) the amount of grants issued to individuals or organizations providing support for  
320.10 crime victims; and
- 320.11 (8) the services provided by the grant recipients that provided support for crime victims.
- 320.12 (b) If the director enters into an agreement with any other organization for the distribution  
320.13 of funds, the director shall require that organization to provide the information identified  
320.14 in paragraph (a).
- 320.15 Sec. 36. **TASK FORCE ON MISSING AND MURDERED AFRICAN AMERICAN**  
320.16 **WOMEN.**
- 320.17 Subdivision 1. **Creation and duties.** (a) The Task Force on Missing and Murdered  
320.18 African American Women is established to advise the commissioner of public safety and  
320.19 report to the legislature on recommendations to reduce and end violence against African  
320.20 American women and girls in Minnesota. The task force may also serve as a liaison between  
320.21 the commissioner and agencies and nonprofit, nongovernmental organizations that provide  
320.22 legal, social, or other community services to victims, victims' families, and victims'  
320.23 communities.
- 320.24 (b) The Task Force on Missing and Murdered African American Women must examine  
320.25 and report on the following:
- 320.26 (1) the systemic causes behind violence that African American women and girls  
320.27 experience, including patterns and underlying factors that explain why disproportionately  
320.28 high levels of violence occur against African American women and girls, including  
320.29 underlying historical, social, economic, institutional, and cultural factors which may  
320.30 contribute to the violence;
- 321.1 (2) appropriate methods for tracking and collecting data on violence against African  
321.2 American women and girls, including data on missing and murdered African American  
321.3 women and girls;
- 321.4 (3) policies and institutions such as policing, child welfare, coroner practices, and other  
321.5 governmental practices that impact violence against African American women and girls  
321.6 and the investigation and prosecution of crimes of gender violence against African American  
321.7 people;

- 321.8 (4) measures necessary to address and reduce violence against African American women  
321.9 and girls; and
- 321.10 (5) measures to help victims, victims' families, and victims' communities prevent and  
321.11 heal from violence that occurs against African American women and girls.
- 321.12 (c) At its discretion, the task force may examine other related issues consistent with this  
321.13 section as necessary.
- 321.14 Subd. 2. **Membership.** (a) To the extent practicable, the Task Force on Missing and  
321.15 Murdered African American Women shall consist of the following individuals, or their  
321.16 designees, who are knowledgeable in crime victims' rights or violence protection and, unless  
321.17 otherwise specified, members shall be appointed by the commissioner of public safety:
- 321.18 (1) two members of the senate, one appointed by the majority leader and one appointed  
321.19 by the minority leader;
- 321.20 (2) two members of the house of representatives, one appointed by the speaker of the  
321.21 house and one appointed by the minority leader;
- 321.22 (3) two representatives from among the following:
- 321.23 (i) the Minnesota Chiefs of Police Association;
- 321.24 (ii) the Minnesota Sheriffs' Association;
- 321.25 (iii) the Bureau of Criminal Apprehension; or
- 321.26 (iv) the Minnesota Police and Peace Officers Association;
- 321.27 (4) one or more representatives from among the following:
- 321.28 (i) the Minnesota County Attorneys Association;
- 321.29 (ii) the United States Attorney's Office; or
- 321.30 (iii) a judge or attorney working in juvenile court;
- 322.1 (5) a county coroner or a representative from a statewide coroner's association or a  
322.2 representative of the Department of Health; and
- 322.3 (6) three or more representatives from among the following:
- 322.4 (i) a statewide or local organization that provides legal services to African American  
322.5 women and girls;
- 322.6 (ii) a statewide or local organization that provides advocacy or counseling for African  
322.7 American women and girls who have been victims of violence;

- 322.8 (iii) a statewide or local organization that provides services to African American women  
322.9 and girls; or
- 322.10 (iv) an African American woman who is a survivor of gender violence.
- 322.11 (b) In making appointments under paragraph (a), the commissioner of public safety shall  
322.12 consult with the Council for Minnesotans of African Heritage.
- 322.13 (c) Appointments to the task force must be made by September 1, 2021.
- 322.14 (d) Members are eligible for compensation and expense reimbursement consistent with  
322.15 Minnesota Statutes, section 15.059, subdivision 3.
- 322.16 (e) Members of the task force serve at the pleasure of the appointing authority or until  
322.17 the task force expires. Vacancies in commissioner-appointed positions shall be filled by the  
322.18 commissioner consistent with the qualifications of the vacating member required by this  
322.19 subdivision.
- 322.20 Subd. 3. **Officers; meetings.** (a) The task force shall elect a chair and vice-chair and  
322.21 may elect other officers as necessary.
- 322.22 (b) The commissioner of public safety shall convene the first meeting of the task force  
322.23 no later than October 1, 2021, and shall provide meeting space and administrative assistance  
322.24 as necessary for the task force to conduct its work.
- 322.25 (c) The task force shall meet at least quarterly, or upon the call of its chair, and may  
322.26 hold meetings throughout the state. The task force shall meet sufficiently enough to  
322.27 accomplish the tasks identified in this section. Meetings of the task force are subject to  
322.28 Minnesota Statutes, chapter 13D.
- 322.29 (d) To accomplish its duties, the task force shall seek out and enlist the cooperation and  
322.30 assistance of nonprofit, nongovernmental organizations that provide legal, social, or other  
322.31 community services to victims, victims' families, and victims' communities; community  
322.32 and advocacy organizations working with the African American community; and academic  
323.1 researchers and experts, specifically those specializing in violence against African American  
323.2 women and girls, those representing diverse communities disproportionately affected by  
323.3 violence against women and girls, or those focusing on issues related to gender violence  
323.4 and violence against African American women and girls. Meetings of the task force may  
323.5 include reports from, or information provided by, those individuals or groups.
- 323.6 Subd. 4. **Report.** On or before December 15, 2022, the task force shall report to the  
323.7 chairs and ranking minority members of the legislative committees with jurisdiction over  
323.8 public safety, human services, and state government on the work of the task force. The  
323.9 report must contain the task force's findings and recommendations and shall include  
323.10 institutional policies and practices, or proposed institutional policies and practices, that are  
323.11 effective in reducing gender violence and increasing the safety of African American women  
323.12 and girls; recommendations for appropriate tracking and collecting of data on violence  
323.13 against African American women and girls; and recommendations for legislative action to

323.14 reduce and end violence against African American women and girls and help victims and  
323.15 communities heal from gender violence and violence against African American women and  
323.16 girls.

323.17 Subd. 5. **Expiration.** The task force expires upon submission of the report required  
323.18 under subdivision 4.

323.19 Sec. 37. **STUDY ON LIABILITY INSURANCE FOR PEACE OFFICERS.**

323.20 (a) The commissioner of public safety shall issue a grant to an organization with  
323.21 experience in studying issues related to community safety and criminal justice for a study  
323.22 on the effects of requiring peace officers to carry liability insurance to pay for any valid  
323.23 claim based upon an act or omission of a licensed peace officer during paid on-duty time  
323.24 or paid off-duty work approved by the employing agency.

323.25 (b) At a minimum, the study shall analyze:

323.26 (1) the availability of liability insurance for peace officers;

323.27 (2) the cost of premiums for liability insurance to cover individual peace officers;

323.28 (3) the terms of relevant policies of liability insurance, including the amount of any  
323.29 deductible and applicable exclusions;

323.30 (4) what activities, if any, should be covered by liability insurance, including whether  
323.31 the negligent operation of a motor vehicle should be subject to a liability insurance  
323.32 requirement;

324.1 (5) whether the employer of the peace officer, the insurance company, or both would  
324.2 have a duty to defend the officer;

324.3 (6) whether limits should be placed on the subrogation rights of an employer, insurer,  
324.4 or both;

324.5 (7) whether limits should be placed on the subrogation rights of an insurer for claims  
324.6 involving joint and several liability with a peace officer insured by a separate insurer;

324.7 (8) whether statutory direction is necessary to establish priorities of coverage if multiple  
324.8 policies apply;

324.9 (9) what impact, if any, the existence of a requirement that peace officers carry liability  
324.10 insurance would be expected to have on claims against peace officers;

324.11 (10) the cost to employers, if any, if there was a requirement that peace officers carry  
324.12 liability insurance; and

324.13 (11) the expected impact on public safety, if any, if there was a requirement that peace  
324.14 officers carry liability insurance.

324.15 (c) By January 15, 2023, the grant recipient shall provide a report to the commissioner  
324.16 of public safety. By February 1, 2023, the commissioner shall forward the report to the  
324.17 chairs and ranking members of the legislative committees with primary jurisdiction over  
324.18 public safety.

324.19 (d) As used in this section, "peace officer" has the meaning given in Minnesota Statutes,  
324.20 section 626.84, subdivision 1, paragraph (c).